

**Fill in this information to identify your case:**

United States Bankruptcy Court for the:

**SOUTHERN DISTRICT OF TEXAS**

Case number (if known): \_\_\_\_\_ Chapter you are filing under:

☐ Chapter 7☐ Chapter 11☐ Chapter 12☒ Chapter 13☐ Check if this is an amended filing

## Official Form 101

**Voluntary Petition for Individuals Filing for Bankruptcy**

12/15

The bankruptcy forms use you and Debtor 1 to refer to a debtor filing alone. A married couple may file a bankruptcy case together--called a joint case--and in joint cases, these forms use you to ask for information from both debtors. For example, if a form asks, "Do you own a car," the answer would be yes if either debtor owns a car. When information is needed about the spouses separately, the form uses Debtor 1 and Debtor 2 to distinguish between them. In joint cases, one of the spouses must report information as Debtor 1 and the other as Debtor 2. The same person must be Debtor 1 in all of the forms.

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

**Part 1: Identify Yourself****About Debtor 1:****About Debtor 2 (Spouse Only in a Joint Case):****1. Your full name**

Write the name that is on your government-issued picture identification (for example, your driver's license or passport).

Bring your picture identification to your meeting with the trustee.

**Jose**

First Name

**Marcos**

Middle Name

**Montalvo**

Last Name

Suffix (Sr., Jr., II, III)

First Name

Middle Name

Last Name

Suffix (Sr., Jr., II, III)

**2. All other names you have used in the last 8 years**

Include your married or maiden names.

First Name

Middle Name

Last Name

First Name

Middle Name

Last Name

**3. Only the last 4 digits of your Social Security number or federal Individual Taxpayer Identification number (ITIN)**

xxx - xx - 4 1 3 8

OR

9xx - xx - \_\_\_\_\_

xxx - xx - \_\_\_\_\_

OR

9xx - xx - \_\_\_\_\_

**4. Any business names and Employer Identification Numbers (EIN) you have used in the last 8 years**

Include trade names and doing business as names

☒ I have not used any business names or EINs.

Business name

Business name

Business name

☐ I have not used any business names or EINs.

Business name

Business name

Business name

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**About Debtor 1:**

\_\_\_\_\_  
 EIN  
 \_\_\_\_\_  
 EIN

**About Debtor 2 (Spouse Only in a Joint Case):**

\_\_\_\_\_  
 EIN  
 \_\_\_\_\_  
 EIN

**5. Where you live****1311 E. Helmer St.**

Number Street

**Pharr TX 78577**

City State ZIP Code

**Hidalgo**

County

**If your mailing address is different from the one above, fill it in here.** Note that the court will send any notices to you at this mailing address.

**1311 E. Helmer St.**

Number Street

P.O. Box

**Pharr TX 78577**

City State ZIP Code

Number Street

City State ZIP Code

County

**If Debtor 2's mailing address is different from yours, fill it in here.** Note that the court will send any notices to you at this mailing address.

Number Street

P.O. Box

City State ZIP Code

**6. Why you are choosing this district to file for bankruptcy**

Check one:

☒ Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.

☐ I have another reason. Explain.  
 (See 28 U.S.C. § 1408.)

Check one:

☐ Over the last 180 days before filing this petition, I have lived in this district longer than in any other district.

☐ I have another reason. Explain.  
 (See 28 U.S.C. § 1408.)

**Part 2: Tell the Court About Your Bankruptcy Case****7. The chapter of the Bankruptcy Code you are choosing to file under**

Check one: (For a brief description of each, see Notice Required by 11 U.S.C. § 342(b) for Individuals Filing for Bankruptcy (Form 2010)). Also, go to the top of page 1 and check the appropriate box.

- ☐ Chapter 7  
☐ Chapter 11  
☐ Chapter 12  
☒ Chapter 13

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**8. How you will pay the fee**

- ☒ **I will pay the entire fee when I file my petition.** Please check with the clerk's office in your local court for more details about how you may pay. Typically, if you are paying the fee yourself, you may pay with cash, cashier's check, or money order. If your attorney is submitting your payment on your behalf, your attorney may pay with a credit card or check with a pre-printed address.
- ☐ **I need to pay the fee in installments.** If you choose this option, sign and attach the Application for Individuals to Pay Your Filing Fee in Installments (Official Form 103A).
- ☐ **I request that my fee be waived** (You may request this option only if you are filing for Chapter 7. By law, a judge may, but is not required to, waive your fee, and may do so only if your income is less than 150% of the official poverty line that applies to your family size and you are unable to pay the fee in installments). If you choose this option, you must fill out the Application to Have the Chapter 7 Filing Fee Waived (Official Form 103B) and file it with your petition.

**9. Have you filed for bankruptcy within the last 8 years?**☐ No☒ Yes.

District **McAllen Division Southern District of** When **02/26/2016** Case number **16-70086**  
 MM / DD / YYYY

District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
 MM / DD / YYYY

District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
 MM / DD / YYYY

**10. Are any bankruptcy cases pending or being filed by a spouse who is not filing this case with you, or by a business partner, or by an affiliate?**☒ No☐ Yes.

Debtor \_\_\_\_\_ Relationship to you \_\_\_\_\_

District \_\_\_\_\_ When \_\_\_\_\_ Case number, \_\_\_\_\_  
 MM / DD / YYYY if known

Debtor \_\_\_\_\_ Relationship to you \_\_\_\_\_

District \_\_\_\_\_ When \_\_\_\_\_ Case number, \_\_\_\_\_  
 MM / DD / YYYY if known

**11. Do you rent your residence?**☒ No. Go to line 12.

☐ Yes. Has your landlord obtained an eviction judgment against you and do you want to stay in your residence?

☐ No. Go to line 12.

☐ Yes. Fill out Initial Statement About an Eviction Judgment Against You (Form 101A) and file it with this bankruptcy petition.

Debtor 1 Jose Marcos Montalvo Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

### Part 3: Report About Any Businesses You Own as a Sole Proprietor

**12. Are you a sole proprietor of any full- or part-time business?**

- ☐ No. Go to Part 4.  
☒ Yes. Name and location of business

A sole proprietorship is a business you operate as an individual, and is not a separate legal entity such as a corporation, partnership, or LLC.

If you have more than one sole proprietorship, use a separate sheet and attach it to this petition.

**M. Montalvo Enterprises, LLC**

Name of business, if any

**904 E. Hawk Ave.**

Number Street

**Pharr**

City

**TX**

State

**78577**

ZIP Code

Check the appropriate box to describe your business:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))  
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))  
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))  
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))  
☒ None of the above

**13. Are you filing under Chapter 11 of the Bankruptcy Code and are you a small business debtor?**

For a definition of small business debtor, see 11 U.S.C. § 101(51D).

If you are filing under Chapter 11, the court must know whether you are a small business debtor so that it can set appropriate deadlines. If you indicate that you are a small business debtor, you must attach your most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).

- ☒ No. I am not filing under Chapter 11.  
☐ No. I am filing under Chapter 11, but I am NOT a small business debtor according to the definition in the Bankruptcy Code.  
☐ Yes. I am filing under Chapter 11 and I am a small business debtor according to the definition in the Bankruptcy Code.

### Part 4: Report If You Own or Have Any Hazardous Property or Any Property That Needs Immediate Attention

**14. Do you own or have any property that poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety? Or do you own any property that needs immediate attention?**

- ☒ No  
☐ Yes. What is the hazard?

If immediate attention is needed, why is it needed?

For example, do you own perishable goods, or livestock that must be fed, or a building that needs urgent repairs?

Where is the property?

Number Street

City

State

ZIP Code

**Part 5: Explain Your Efforts to Receive a Briefing About Credit Counseling****15. Tell the court whether you have received briefing about credit counseling.**

The law requires that you receive a briefing about credit counseling before you file for bankruptcy. You must truthfully check one of the following choices. If you cannot do so, you are not eligible to file.

If you file anyway, the court can dismiss your case, you will lose whatever filing fee you paid, and your creditors can begin collection activities again.

**About Debtor 1:**

*You must check one:*

- ☒ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.**

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

- ☐ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.**

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

- ☐ **I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.**

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

Your case may be dismissed if the court is dissatisfied with your reasons for not receiving a briefing before you filed for bankruptcy.

If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

Any extension of the 30-day deadline is granted only for cause and is limited to a maximum of 15 days.

- ☐ **I am not required to receive a briefing about credit counseling because of:**

☐ **Incapacity.** I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.

☐ **Disability.** My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.

☐ **Active duty.** I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

**About Debtor 2 (Spouse Only in a Joint Case):**

*You must check one:*

- ☐ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, and I received a certificate of completion.**

Attach a copy of the certificate and the payment plan, if any, that you developed with the agency.

- ☐ **I received a briefing from an approved credit counseling agency within the 180 days before I filed this bankruptcy petition, but I do not have a certificate of completion.**

Within 14 days after you file this bankruptcy petition, you MUST file a copy of the certificate and payment plan, if any.

- ☐ **I certify that I asked for credit counseling services from an approved agency, but was unable to obtain those services during the 7 days after I made my request, and exigent circumstances merit a 30-day temporary waiver of the requirement.**

To ask for a 30-day temporary waiver of the requirement, attach a separate sheet explaining what efforts you made to obtain the briefing, why you were unable to obtain it before you filed for bankruptcy, and what exigent circumstances required you to file this case.

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If the court is satisfied with your reasons, you must still receive a briefing within 30 days after you file. You must file a certificate from the approved agency, along with a copy of the payment plan you developed, if any. If you do not do so, your case may be dismissed.

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☐ **Incapacity.** I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances.

☐ **Disability.** My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so.

☐ **Active duty.** I am currently on active military duty in a military combat zone.

If you believe you are not required to receive a briefing about credit counseling, you must file a motion for waiver of credit counseling with the court.

**Part 6: Answer These Questions for Reporting Purposes****16. What kind of debts do you have?****16a. Are your debts primarily consumer debts?** *Consumer debts* are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."

- ☒ No. Go to line 16b.  
☐ Yes. Go to line 17.

**16b. Are your debts primarily business debts?** *Business debts* are debts that you incurred to obtain money for a business or investment or through the operation of the business or investment.

- ☐ No. Go to line 16c.  
☒ Yes. Go to line 17.

**16c.** State the type of debts you owe that are not consumer or business debts.**17. Are you filing under Chapter 7?**☒ No. I am not filing under Chapter 7. Go to line 18.☐ Yes. I am filing under Chapter 7. Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available to distribute to unsecured creditors?

Do you estimate that after any exempt property is excluded and administrative expenses are paid that funds will be available for distribution to unsecured creditors?

- ☐ No  
☐ Yes

**18. How many creditors do you estimate that you owe?**

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input type="checkbox"/> 50-99           | <input type="checkbox"/> 5,001-10,000  | <input type="checkbox"/> 50,001-100,000    |
| <input type="checkbox"/> 100-199         | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999         |  |  |

**19. How much do you estimate your assets to be worth?**

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> \$0-\$50,000                   | <input type="checkbox"/> \$1,000,001-\$10 million    | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input type="checkbox"/> \$50,001-\$100,000             | <input type="checkbox"/> \$10,000,001-\$50 million   | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input checked="" type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million  | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million          | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion        |

**20. How much do you estimate your liabilities to be?**

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> \$0-\$50,000                   | <input type="checkbox"/> \$1,000,001-\$10 million    | <input type="checkbox"/> \$500,000,001-\$1 billion     |
| <input type="checkbox"/> \$50,001-\$100,000             | <input type="checkbox"/> \$10,000,001-\$50 million   | <input type="checkbox"/> \$1,000,000,001-\$10 billion  |
| <input checked="" type="checkbox"/> \$100,001-\$500,000 | <input type="checkbox"/> \$50,000,001-\$100 million  | <input type="checkbox"/> \$10,000,000,001-\$50 billion |
| <input type="checkbox"/> \$500,001-\$1 million          | <input type="checkbox"/> \$100,000,001-\$500 million | <input type="checkbox"/> More than \$50 billion        |

**Part 7: Sign Below****For you**

I have examined this petition, and I declare under penalty of perjury that the information provided is true and correct.

If I have chosen to file under Chapter 7, I am aware that I may proceed, if eligible, under Chapter 7, 11, 12, or 13 of title 11, United States Code. I understand the relief available under each chapter, and I choose to proceed under Chapter 7.

If no attorney represents me and I did not pay or agree to pay someone who is not an attorney to help me fill out this document, I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I understand making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**X /s/ Jose Marcos Montalvo**

Jose Marcos Montalvo, Debtor 1

Executed on **04/27/2016**

MM / DD / YYYY

**X**

Signature of Debtor 2

Executed on

MM / DD / YYYY

Debtor 1 Jose Marcos Montalvo Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**For your attorney, if you are represented by one**

**If you are not represented by an attorney, you do not need to file this page.**

I, the attorney for the debtor(s) named in this petition, declare that I have informed the debtor(s) about eligibility to proceed under Chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each chapter for which the person is eligible. I also certify that I have delivered to the debtor(s) the notice required by 11 U.S.C. § 342(b) and, in a case in which § 707(b)(4)(D) applies, certify that I have no knowledge after an inquiry that the information in the schedules filed with the petition is incorrect.

**X /s/ Antonio Martinez, Jr.** Date **04/27/2016**  
 Signature of Attorney for Debtor MM / DD / YYYY

**Antonio Martinez, Jr.**

Printed name

**Law Office of Antonio Martinez, Jr., P.C.**

Firm Name

**317 W. Nolana St., Suite C**

Number Street

**McAllen**

City

**TX**

State

**78504**

ZIP Code

Contact phone **(956) 683-1090**

Email address **martinez.tony.jr@gmail.com**

**24007607**

Bar number

**TX**

State

**Fill in this information to identify your case and this filing:**

|   |             |               |                 |
|---|-------------|---------------|-----------------|
| Debtor 1  | <b>Jose</b> | <b>Marcos</b> | <b>Montalvo</b> |
|   | First Name  | Middle Name   | Last Name       |
| Debtor 2<br>(Spouse, if filing)   |             |               |                 |
|   | First Name  | Middle Name   | Last Name       |
| United States Bankruptcy Court for the: <b>SOUTHERN DISTRICT OF TEXAS</b> |             |               |                 |
| Case number<br>(if known)   |             |               |                 |

☐ Check if this is an amended filing

## Official Form 106A/B

**Schedule A/B: Property**

12/15

In each category, separately list and describe items. List an asset only once. If an asset fits in more than one category, list the asset in the category where you think it fits best. Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

**Part 1: Describe Each Residence, Building, Land, or Other Real Estate You Own or Have an Interest In****1. Do you own or have any legal or equitable interest in any residence, building, land, or similar property?**

- ☐ No. Go to Part 2.
- ☒ Yes. Where is the property?

1.1.

**1311 E. Helmer St.**

Street address, if available, or other description

|              |           |              |
|--------------|-----------|--------------|
| <b>Pharr</b> | <b>TX</b> | <b>78577</b> |
| City         | State     | ZIP Code     |

**Hidalgo County, Texas**

County

**1311 E. Helmer St.**  
**Lot 80 Abbey Heights Subdivision**  
**Pharr, Hidalgo County, Texas**

**What is the property?**

Check all that apply.

- ☒ Single-family home
- ☐ Duplex or multi-unit building
- ☐ Condominium or cooperative
- ☐ Manufactured or mobile home
- ☐ Land
- ☐ Investment property
- ☐ Timeshare
- ☐ Other \_\_\_\_\_

**Who has an interest in the property?**

Check one.

- ☒ Debtor 1 only
- ☐ Debtor 2 only
- ☐ Debtor 1 and Debtor 2 only
- ☐ At least one of the debtors and another

**Other information you wish to add about this item, such as local property identification number:** \_\_\_\_\_

Do not deduct secured claims or exemptions. Put the amount of any secured claims on *Schedule D: Creditors Who Have Claims Secured by Property*.

|  |  |
|--|--|
| <b>Current value of the entire property?</b> | <b>Current value of the portion you own?</b> |
| <b>\$106,877.00</b>                          | <b>\$106,877.00</b>                          |

**Describe the nature of your ownership interest (such as fee simple, tenancy by the entireties, or a life estate), if known.**

**Homestead**

☐ Check if this is community property (see instructions)



Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

1.2.

**214 Commerce**

Street address, if available, or other description

**Harlingen** **TX** **78550**  
 City State ZIP Code

**Cameron County, Texas**

County

**214 Commerce****What is the property?**

Check all that apply.

- ☐ Single-family home  
☐ Duplex or multi-unit building  
☐ Condominium or cooperative  
☐ Manufactured or mobile home  
☒ Land  
☐ Investment property  
☐ Timeshare  
☐ Other \_\_\_\_\_

**Who has an interest in the property?**

Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

**Other information you wish to add about this item, such as local  
 property identification number:** \_\_\_\_\_

Do not deduct secured claims or exemptions. Put the  
 amount of any secured claims on *Schedule D:*  
*Creditors Who Have Claims Secured by Property.*

**Current value of the  
entire property?****\$143,190.00****Current value of the  
portion you own?****\$143,190.00**

**Describe the nature of your ownership  
 interest (such as fee simple, tenancy by the  
 entireties, or a life estate), if known.**

**Other Real Property**

☐ **Check if this is community property**  
 (see instructions)

1.3.

**202 W. 3rd St.**

Street address, if available, or other description

**San Juan** **TX** **78589**  
 City State ZIP Code

**Hidalgo County, Texas**

County

**202 W. 3rd St.****What is the property?**

Check all that apply.

- ☐ Single-family home  
☐ Duplex or multi-unit building  
☐ Condominium or cooperative  
☐ Manufactured or mobile home  
☒ Land  
☐ Investment property  
☐ Timeshare  
☐ Other \_\_\_\_\_

**Who has an interest in the property?**

Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

**Other information you wish to add about this item, such as local  
 property identification number:** \_\_\_\_\_

Do not deduct secured claims or exemptions. Put the  
 amount of any secured claims on *Schedule D:*  
*Creditors Who Have Claims Secured by Property.*

**Current value of the  
entire property?****\$58,918.00****Current value of the  
portion you own?****\$58,918.00**

**Describe the nature of your ownership  
 interest (such as fee simple, tenancy by the  
 entireties, or a life estate), if known.**

**Other Real Property**

☐ **Check if this is community property**  
 (see instructions)

1.4.

**Raymondville Orign Town, Block 4, Lot  
19 thru 21 & 25 thru 26**

**Real Property - 5 (25 foot) wide lots  
 Raymondville Orign Town, Block 4, Lot  
 19 thru 21 & 25 thru 26**

**Willacy**

County

**What is the property?**

Check all that apply.

- ☐ Single-family home  
☐ Duplex or multi-unit building  
☐ Condominium or cooperative  
☐ Manufactured or mobile home  
☒ Land  
☐ Investment property  
☐ Timeshare  
☐ Other \_\_\_\_\_

**Who has an interest in the property?**

Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

**Other information you wish to add about this item, such as local  
 property identification number:** \_\_\_\_\_

Do not deduct secured claims or exemptions. Put the  
 amount of any secured claims on *Schedule D:*  
*Creditors Who Have Claims Secured by Property.*

**Current value of the  
entire property?****\$25,760.00****Current value of the  
portion you own?****\$25,760.00**

**Describe the nature of your ownership  
 interest (such as fee simple, tenancy by the  
 entireties, or a life estate), if known.**

**Other Real Property**

☐ **Check if this is community property**  
 (see instructions)

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

2. Add the dollar value of the portion you own for all of your entries from Part 1, including any entries for pages you have attached for Part 1. Write that number here..... →

**\$334,745.00**

## Part 2: Describe Your Vehicles

Do you own, lease, or have legal or equitable interest in any vehicles, whether they are registered or not? Include any vehicles you own that someone else drives. If you lease a vehicle, also report it on *Schedule G: Executory Contracts and Unexpired Leases*.

### 3. Cars, vans, trucks, tractors, sport utility vehicles, motorcycles

☐ No  
☒ Yes

|   |   |  |
|---|---|--|
| 3.1.  | Who has an interest in the property?<br>Check one.                              | Do not deduct secured claims or exemptions. Put the amount of any secured claims on <i>Schedule D: Creditors Who Have Claims Secured by Property</i> . |
| Make: <b>Ford</b>   | <input checked="" type="checkbox"/> Debtor 1 only                               | Current value of the entire property? <b>\$8,500.00</b>  |
| Model: <b>Pick up F-250</b>   | <input type="checkbox"/> Debtor 2 only  | Current value of the portion you own? <b>\$8,500.00</b>  |
| Year: <b>2004</b>   | <input type="checkbox"/> Debtor 1 and Debtor 2 only                             |  |
| Approximate mileage: _____  | <input type="checkbox"/> At least one of the debtors and another                |  |
| Other information:<br><b>2004 Ford Pick up F-250</b>                | <input type="checkbox"/> Check if this is community property (see instructions) |  |
| 3.2.  | Who has an interest in the property?<br>Check one.                              | Do not deduct secured claims or exemptions. Put the amount of any secured claims on <i>Schedule D: Creditors Who Have Claims Secured by Property</i> . |
| Make: <b>Chevrolet</b>  | <input checked="" type="checkbox"/> Debtor 1 only                               | Current value of the entire property? <b>\$2,500.00</b>  |
| Model: <b>Silverado</b>   | <input type="checkbox"/> Debtor 2 only  | Current value of the portion you own? <b>\$2,500.00</b>  |
| Year: <b>2001</b>   | <input type="checkbox"/> Debtor 1 and Debtor 2 only                             |  |
| Approximate mileage: _____  | <input type="checkbox"/> At least one of the debtors and another                |  |
| Other information:<br><b>2001 Chevrolet Silverado</b>               | <input type="checkbox"/> Check if this is community property (see instructions) |  |
| 3.3.  | Who has an interest in the property?<br>Check one.                              | Do not deduct secured claims or exemptions. Put the amount of any secured claims on <i>Schedule D: Creditors Who Have Claims Secured by Property</i> . |
| Make: <b>Cadillac</b>   | <input checked="" type="checkbox"/> Debtor 1 only                               | Current value of the entire property? <b>\$3,500.00</b>  |
| Model: <b>Sedan</b>   | <input type="checkbox"/> Debtor 2 only  | Current value of the portion you own? <b>\$3,500.00</b>  |
| Year: <b>2001</b>   | <input type="checkbox"/> Debtor 1 and Debtor 2 only                             |  |
| Approximate mileage: _____  | <input type="checkbox"/> At least one of the debtors and another                |  |
| Other information:<br><b>2001 Cadillac Sedan</b>                    | <input type="checkbox"/> Check if this is community property (see instructions) |  |
| 3.4.  | Who has an interest in the property?<br>Check one.                              | Do not deduct secured claims or exemptions. Put the amount of any secured claims on <i>Schedule D: Creditors Who Have Claims Secured by Property</i> . |
| Make: <b>Lincoln</b>  | <input checked="" type="checkbox"/> Debtor 1 only                               | Current value of the entire property? <b>\$1,500.00</b>  |
| Model: <b>Sedan</b>   | <input type="checkbox"/> Debtor 2 only  | Current value of the portion you own? <b>\$1,500.00</b>  |
| Year: <b>2004</b>   | <input type="checkbox"/> Debtor 1 and Debtor 2 only                             |  |
| Approximate mileage: _____  | <input type="checkbox"/> At least one of the debtors and another                |  |
| Other information:<br><b>2004 Lincoln Sedan</b>                     | <input type="checkbox"/> Check if this is community property (see instructions) |  |
| 3.5.  | Who has an interest in the property?<br>Check one.                              | Do not deduct secured claims or exemptions. Put the amount of any secured claims on <i>Schedule D: Creditors Who Have Claims Secured by Property</i> . |
| Make: <b>Ford</b>   | <input checked="" type="checkbox"/> Debtor 1 only                               | Current value of the entire property? <b>\$0.00</b>  |
| Model: <b>Escape</b>  | <input type="checkbox"/> Debtor 2 only  | Current value of the portion you own? <b>\$0.00</b>  |
| Year: <b>2015</b>   | <input type="checkbox"/> Debtor 1 and Debtor 2 only                             |  |
| Approximate mileage: <b>15,000</b>                                  | <input type="checkbox"/> At least one of the debtors and another                |  |
| Other information:<br><b>2015 Ford Escape (approx. 15000 miles)</b> | <input type="checkbox"/> Check if this is community property (see instructions) |  |

Debtor will surrender to third-party who is actually paying for it.

Official Form 106A/B

Schedule A/B: Property

page 3

Debtor 1 Jose Marcos Montalvo Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**4. Watercraft, aircraft, motor homes, ATVs and other recreational vehicles, other vehicles, and accessories**

*Examples:* Boats, trailers, motors, personal watercraft, fishing vessels, snowmobiles, motorcycle accessories

- ☒ No  
☐ Yes

**5. Add the dollar value of the portion you own for all of your entries from Part 2, including any entries for pages you have attached for Part 2. Write that number here.....**

**\$16,000.00**

**Part 3: Describe Your Personal and Household Items**

Do you own or have any legal or equitable interest in any of the following items?

**Current value of the portion you own?**  
 Do not deduct secured claims or exemptions.

**6. Household goods and furnishings**

*Examples:* Major appliances, furniture, linens, china, kitchenware

☐ No

☒ Yes. Describe..... **1 Bedroom Set, Living Room Set, 1 Dining Table, 1 Refrigerator, 1 Electric Stove**

**\$3,200.00**

**7. Electronics**

*Examples:* Televisions and radios; audio, video, stereo, and digital equipment; computers, printers, scanners; music collections; electronic devices including cell phones, cameras, media players, games

☐ No

☒ Yes. Describe..... **1 TV, 1 DVD Player, and 1 Cell**

**\$650.00**

**8. Collectibles of value**

*Examples:* Antiques and figurines; paintings, prints, or other artwork; books, pictures, or other art objects; stamp, coin, or baseball card collections; other collections, memorabilia, collectibles

☒ No

☐ Yes. Describe.....

**9. Equipment for sports and hobbies**

*Examples:* Sports, photographic, exercise, and other hobby equipment; bicycles, pool tables, golf clubs, skis; canoes and kayaks; carpentry tools; musical instruments

☒ No

☐ Yes. Describe.....

**10. Firearms**

*Examples:* Pistols, rifles, shotguns, ammunition, and related equipment

☒ No

☐ Yes. Describe.....

**11. Clothes**

*Examples:* Everyday clothes, furs, leather coats, designer wear, shoes, accessories

☐ No

☒ Yes. Describe..... **Work Booths, Blue Jeans, and T-Shirt**

**\$200.00**

**12. Jewelry**

*Examples:* Everyday jewelry, costume jewelry, engagement rings, wedding rings, heirloom jewelry, watches, gems, gold, silver

☒ No

☐ Yes. Describe.....

**13. Non-farm animals**

*Examples:* Dogs, cats, birds, horses

☒ No

☐ Yes. Describe.....

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**14. Any other personal and household items you did not already list, including any health aids you did not list**

- ☒ No  
☐ Yes. Give specific information.....

**15. Add the dollar value of all of your entries from Part 3, including any entries for pages you have attached for Part 3. Write the number here.....**



**\$4,050.00**

**Part 4: Describe Your Financial Assets**

Do you own or have any legal or equitable interest in any of the following?

**Current value of the portion you own?**  
 Do not deduct secured claims or exemptions.

**16. Cash**

*Examples:* Money you have in your wallet, in your home, in a safe deposit box, and on hand when you file your petition

- ☐ No  
☒ Yes..... Cash: ..... **\$450.00**

**17. Deposits of money**

*Examples:* Checking, savings, or other financial accounts; certificates of deposit; shares in credit unions, brokerage houses, and other similar institutions. If you have multiple accounts with the same institution, list each.

- ☐ No  
☒ Yes..... Institution name:

17.1. Checking account: **Checking account** **\$0.00**

**18. Bonds, mutual funds, or publicly traded stocks**

*Examples:* Bond funds, investment accounts with brokerage firms, money market accounts

- ☒ No  
☐ Yes..... Institution or issuer name:

**19. Non-publicly traded stock and interests in incorporated and unincorporated businesses, including an interest in an LLC, partnership, and joint venture**

- ☒ No  
☐ Yes. Give specific information about them..... Name of entity: % of ownership:

**20. Government and corporate bonds and other negotiable and non-negotiable instruments**

*Negotiable instruments* include personal checks, cashiers' checks, promissory notes, and money orders.  
*Non-negotiable instruments* are those you cannot transfer to someone by signing or delivering them.

- ☒ No  
☐ Yes. Give specific information about them..... Issuer name:

**21. Retirement or pension accounts**

*Examples:* Interests in IRA, ERISA, Keogh, 401(k), 403(b), thrift savings accounts, or other pension or profit-sharing plans

- ☒ No  
☐ Yes. List each account separately. Type of account: Institution name:

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**22. Security deposits and prepayments**

Your share of all unused deposits you have made so that you may continue service or use from a company  
*Examples:* Agreements with landlords, prepaid rent, public utilities (electric, gas, water), telecommunications companies, or others

- ☒ No  
☐ Yes..... Institution name or individual:

**23. Annuities** (A contract for a specific periodic payment of money to you, either for life or for a number of years)

- ☒ No  
☐ Yes..... Issuer name and description:

**24. Interests in an education IRA, in an account in a qualified ABLE program, or under a qualified state tuition program.**

26 U.S.C. §§ 530(b)(1), 529A(b), and 529(b)(1).

- ☒ No  
☐ Yes..... Institution name and description. Separately file the records of any interests. 11 U.S.C. § 521(c)

**25. Trusts, equitable or future interests in property (other than anything listed in line 1), and rights or powers exercisable for your benefit**

- ☒ No  
☐ Yes. Give specific  
 information about them \_\_\_\_\_

**26. Patents, copyrights, trademarks, trade secrets, and other intellectual property;**

*Examples:* Internet domain names, websites, proceeds from royalties and licensing agreements

- ☒ No  
☐ Yes. Give specific  
 information about them \_\_\_\_\_

**27. Licenses, franchises, and other general intangibles**

*Examples:* Building permits, exclusive licenses, cooperative association holdings, liquor licenses, professional licenses

- ☒ No  
☐ Yes. Give specific  
 information about them \_\_\_\_\_

**Money or property owed to you?**

**Current value of the  
 portion you own?**  
 Do not deduct secured  
 claims or exemptions.

**28. Tax refunds owed to you**

- ☒ No  
☐ Yes. Give specific information  
 about them, including whether  
 you already filed the returns  
 and the tax years.....

Federal: \$0.00  
 State: \$0.00  
 Local: \$0.00

**29. Family support**

*Examples:* Past due or lump sum alimony, spousal support, child support, maintenance, divorce settlement, property settlement

- ☒ No  
☐ Yes. Give specific information

Alimony: \$0.00  
 Maintenance: \$0.00  
 Support: \$0.00  
 Divorce settlement: \$0.00  
 Property settlement: \$0.00

**30. Other amounts someone owes you**

*Examples:* Unpaid wages, disability insurance payments, disability benefits, sick pay, vacation pay, workers' compensation, Social Security benefits; unpaid loans you made to someone else

- ☒ No  
☐ Yes. Give specific information \_\_\_\_\_

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**31. Interests in insurance policies**

*Examples:* Health, disability, or life insurance; health savings account (HSA); credit, homeowner's, or renter's insurance

- ☒ No  
☐ Yes. Name the insurance company of each policy and list its value..... Company name: Beneficiary: Surrender or refund value:

**32. Any interest in property that is due you from someone who has died**

If you are the beneficiary of a living trust, expect proceeds from a life insurance policy, or are currently entitled to receive property because someone has died

- ☒ No  
☐ Yes. Give specific information \_\_\_\_\_

**33. Claims against third parties, whether or not you have filed a lawsuit or made a demand for payment**

*Examples:* Accidents, employment disputes, insurance claims, or rights to sue

- ☐ No  
☒ Yes. Describe each claim..... **\$0.00**

**93rd District Court Hidalgo County, Texas**  
**Case No.: C-7344-13B**  
**Amount of Value is to be determined.**

**34. Other contingent and unliquidated claims of every nature, including counterclaims of the debtor and rights to set off claims**

- ☒ No  
☐ Yes. Describe each claim..... \_\_\_\_\_

**35. Any financial assets you did not already list**

- ☒ No  
☐ Yes. Give specific information \_\_\_\_\_

**36. Add the dollar value of all of your entries from Part 4, including any entries for pages you have attached for Part 4. Write that number here.....**

**\$450.00**

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 5: Describe Any Business-Related Property You Own or Have an Interest In. List any real estate in Part 1.**

37. Do you own or have any legal or equitable interest in any business-related property?

- ☐ No. Go to Part 6.  
☒ Yes. Go to line 38.

**Current value of the  
portion you own?**  
 Do not deduct secured  
claims or exemptions.

38. Accounts receivable or commissions you already earned

- ☒ No  
☐ Yes. Describe... \_\_\_\_\_

39. Office equipment, furnishings, and supplies

*Examples:* Business-related computers, software, modems, printers, copiers, fax machines, rugs, telephones, desks, chairs, electronic devices

- ☐ No  
☒ Yes. Describe... **1 laptop, 1 printer, 1 desk**

**\$650.00**

40. Machinery, fixtures, equipment, supplies you use in business, and tools of your trade

- ☐ No  
☒ Yes. Describe... **1 ton cauldron, 3 ladders, 3 roofing guns, 2 compressors, 1 generator (misc. hammers, chalk lines, eye protection, harnesses etc.)**

**\$7,500.00**

41. Inventory

- ☒ No  
☐ Yes. Describe... \_\_\_\_\_

42. Interests in partnerships or joint ventures

- ☒ No  
☐ Yes. Describe..... Name of entity: \_\_\_\_\_ % of ownership: \_\_\_\_\_

43. Customer lists, mailing lists, or other compilations

- ☒ No  
☐ Yes. Do your lists include personally identifiable information (as defined in 11 U.S.C. § 101(41A))?  
☐ No  
☐ Yes. Describe..... \_\_\_\_\_

44. Any business-related property you did not already list

- ☒ No  
☐ Yes. Give specific information.

45. Add the dollar value of all of your entries from Part 5, including any entries for pages you have attached for Part 5. Write that number here..... →

**\$8,150.00**

**Part 6: Describe Any Farm- and Commercial Fishing-Related Property You Own or Have an Interest In. If you own or have an interest in farmland, list it in Part 1.**

46. Do you own or have any legal or equitable interest in any farm- or commercial fishing-related property?

- ☒ No. Go to Part 7.  
☐ Yes. Go to line 47.

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Current value of the portion you own?**  
 Do not deduct secured claims or exemptions.

**47. Farm animals**

*Examples:* Livestock, poultry, farm-raised fish

- ☒ No  
☐ Yes....

\_\_\_\_\_

**48. Crops--either growing or harvested**

- ☒ No  
☐ Yes. Give specific information.....

\_\_\_\_\_

**49. Farm and fishing equipment, implements, machinery, fixtures, and tools of trade**

- ☒ No  
☐ Yes....

\_\_\_\_\_

**50. Farm and fishing supplies, chemicals, and feed**

- ☒ No  
☐ Yes....

\_\_\_\_\_

**51. Any farm- and commercial fishing-related property you did not already list**

- ☒ No  
☐ Yes. Give specific information.....

\_\_\_\_\_

**52. Add the dollar value of all of your entries from Part 6, including any entries for pages you have attached for Part 6. Write that number here.....** →

**\$0.00**

**Part 7: Describe All Property You Own or Have an Interest in That You Did Not List Above**
**53. Do you have other property of any kind you did not already list?**

*Examples:* Season tickets, country club membership

- ☒ No  
☐ Yes. Give specific information.

**54. Add the dollar value of all of your entries from Part 7. Write that number here.....** →

**\$0.00**



Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 8: List the Totals of Each Part of this Form**

|   |   |  |
|---|---|--|
| 55. Part 1: Total real estate, line 2.....                            | →   | <u>\$334,745.00</u>  |
| 56. Part 2: Total vehicles, line 5                                    | <u>\$16,000.00</u>  |  |
| 57. Part 3: Total personal and household items, line 15               | <u>\$4,050.00</u>   |  |
| 58. Part 4: Total financial assets, line 36                           | <u>\$450.00</u>   |  |
| 59. Part 5: Total business-related property, line 45                  | <u>\$8,150.00</u>   |  |
| 60. Part 6: Total farm- and fishing-related property, line 52         | <u>\$0.00</u>   |  |
| 61. Part 7: Total other property not listed, line 54                  | <u>+ \$0.00</u>   |  |
| 62. Total personal property. Add lines 56 through 61.....             | <div style="border: 1px solid black; padding: 2px; display: inline-block;"><b>\$28,650.00</b></div> | Copy personal property total → <u>+ \$28,650.00</u>  |
| 63. Total of all property on Schedule A/B. Add line 55 + line 62..... |   | <div style="border: 2px solid black; padding: 2px; display: inline-block;"><b>\$363,395.00</b></div> |

**Fill in this information to identify your case:**

|   |                                   |               |                 |
|---|-----------------------------------|---------------|-----------------|
| Debtor 1                                | <b>Jose</b>                       | <b>Marcos</b> | <b>Montalvo</b> |
|   | First Name                        | Middle Name   | Last Name       |
| Debtor 2<br>(Spouse, if filing)         |                                   |               |                 |
|   | First Name                        | Middle Name   | Last Name       |
| United States Bankruptcy Court for the: | <b>SOUTHERN DISTRICT OF TEXAS</b> |               |                 |
| Case number<br>(if known)               |                                   |               |                 |

☐ Check if this is an amended filing

## Official Form 106C

**Schedule C: The Property You Claim as Exempt**

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. Using the property you listed on *Schedule A/B: Property* (Official Form 106A/B) as your source, list the property that you claim as exempt. If more space is needed, fill out and attach to this page as many copies of *Part 2: Additional Page* as necessary. On the top of any additional pages, write your name and case number (if known).

For each item of property you claim as exempt, you must specify the amount of the exemption you claim. One way of doing so is to state a specific dollar amount as exempt. Alternatively, you may claim the full fair market value of the property being exempted up to the amount of any applicable statutory limit. Some exemptions--such as those for health aids, rights to receive certain benefits, and tax-exempt retirement funds--may be unlimited in dollar amount. However, if you claim an exemption of 100% of fair market value under a law that limits the exemption to a particular dollar amount and the value of the property is determined to exceed that amount, your exemption would be limited to the applicable statutory amount.

**Part 1: Identify the Property You Claim as Exempt**

1. Which set of exemptions are you claiming? *Check one only, even if your spouse is filing with you.*

- ☒ You are claiming state and federal nonbankruptcy exemptions. 11 U.S.C. § 522(b)(3)  
☐ You are claiming federal exemptions. 11 U.S.C. § 522(b)(2)

2. For any property you list on *Schedule A/B* that you claim as exempt, fill in the information below.

| Brief description of the property and line on <i>Schedule A/B</i> that lists this property   | Current value of the portion you own    | Amount of the exemption you claim  | Specific laws that allow exemption                               |
|--|---|--|--|
|  | Copy the value from <i>Schedule A/B</i> | Check only one box for each exemption  |  |
| Brief description<br><b>1311 E. Helmer St.<br/>Lot 80 Abbey Heights Subdivision<br/>Pharr, Hidalgo County, Texas</b><br>Line from <i>Schedule A/B</i> : <u>1.1</u> | <u>\$106,877.00</u>                     | <input checked="" type="checkbox"/> <u>\$48,159.29</u><br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit | <b>Const. art. 16 §§ 50, 51, Texas Prop. Code §§ 41.001-.002</b> |
| Brief description<br><b>2004 Ford Pick up F-250</b><br>Line from <i>Schedule A/B</i> : <u>3.1</u>  | <u>\$8,500.00</u>                       | <input checked="" type="checkbox"/> <u>\$8,500.00</u><br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit  | <b>Tex. Prop. Code §§ 42.001(a), 42.002(a)(9)</b>                |

3. Are you claiming a homestead exemption of more than \$155,675?

(Subject to adjustment on 4/01/16 and every 3 years after that for cases filed on or after the date of adjustment.)

- ☒ No  
☐ Yes. Did you acquire the property covered by the exemption within 1,215 days before you filed this case?  
☐ No  
☐ Yes

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 2: Additional Page**

| Brief description of the property and line on Schedule A/B that lists this property   | Current value of the portion you own<br><br>Copy the value from Schedule A/B | Amount of the exemption you claim<br><br>Check only one box for each exemption  | Specific laws that allow exemption         |
|---|--|---|--|
| Brief description<br><b>2001 Chevrolet Silverado</b><br>Line from Schedule A/B: <u>3.2</u>  | <u>\$2,500.00</u>  | <input checked="" type="checkbox"/> <u>\$2,500.00</u><br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit | Tex. Prop. Code §§ 42.001(a), 42.002(a)(9) |
| Brief description<br><b>2001 Cadillac Sedan</b><br>Line from Schedule A/B: <u>3.3</u>   | <u>\$3,500.00</u>  | <input checked="" type="checkbox"/> <u>\$3,500.00</u><br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit | Tex. Prop. Code §§ 42.001(a), 42.002(a)(9) |
| Brief description<br><b>2004 Lincoln Sedan</b><br>Line from Schedule A/B: <u>3.4</u>  | <u>\$1,500.00</u>  | <input checked="" type="checkbox"/> <u>\$1,500.00</u><br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit | Tex. Prop. Code §§ 42.001(a), 42.002(a)(9) |
| Brief description<br><b>1 Bedroom Set, Living Room Set, 1 Dining Table, 1 Refrigerator, 1 Electric Stove</b><br>Line from Schedule A/B: <u>6</u>  | <u>\$3,200.00</u>  | <input checked="" type="checkbox"/> <u>\$3,200.00</u><br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit | Tex. Prop. Code §§ 42.001(a), 42.002(a)(1) |
| Brief description<br><b>Work Booths, Blue Jeans, and T-Shirt</b><br>Line from Schedule A/B: <u>11</u>   | <u>\$200.00</u>  | <input checked="" type="checkbox"/> <u>\$200.00</u><br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit   | Tex. Prop. Code §§ 42.001(a), 42.002(a)(5) |
| Brief description<br><b>1 laptop, 1 printer, 1 desk</b><br>Line from Schedule A/B: <u>39</u>  | <u>\$650.00</u>  | <input checked="" type="checkbox"/> <u>\$650.00</u><br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit   | Tex. Prop. Code §§ 42.001(a), 42.002(a)(4) |
| Brief description<br><b>1 ton cauldron, 3 ladders, 3 roofing guns, 2 compressors, 1 generator (misc. hammers, chalk lines, eye protection, harnesses etc.)</b><br>Line from Schedule A/B: <u>40</u> | <u>\$7,500.00</u>  | <input checked="" type="checkbox"/> <u>\$7,500.00</u><br><input type="checkbox"/> 100% of fair market value, up to any applicable statutory limit | Tex. Prop. Code §§ 42.001(a), 42.002(a)(4) |

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

IN RE: **Jose Marcos Montalvo**

CASE NO

CHAPTER **13**

**SCHEDULE C-1 (SUPPLEMENTAL EXEMPTION ANALYSIS)**

**Exemption Totals by Category:**

(Values and liens of surrendered property are NOT included in this section)

Scheme Selected: **State**

| No. | Category   | Gross<br>Property Value | Total<br>Encumbrances | Total Equity | Total Amount<br>Exempt | Total Amount<br>Non-Exempt |
|-----|--|-------------------------|-----------------------|--------------|------------------------|----------------------------|
| 1.  | Real property  | \$334,745.00            | \$94,493.03           | \$240,251.97 | \$48,159.29            | \$192,092.68               |
| 3.  | Motor vehicles (cars, etc.)                              | \$16,000.00             | \$0.00                | \$16,000.00  | \$16,000.00            | \$0.00                     |
| 4.  | Water/Aircraft, Motor Homes,<br>Rec. veh. and access.    | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 6.  | Household goods and furnishings                          | \$3,200.00              | \$0.00                | \$3,200.00   | \$3,200.00             | \$0.00                     |
| 7.  | Electronics  | \$650.00                | \$0.00                | \$650.00     | \$0.00                 | \$650.00                   |
| 8.  | Collectibles of value                                    | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 9.  | Equipment for sports and hobbies                         | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 10. | Firearms   | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 11. | Clothes  | \$200.00                | \$0.00                | \$200.00     | \$200.00               | \$0.00                     |
| 12. | Jewelry  | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 13. | Non-farm animals   | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 14. | Unlisted pers. and household items-<br>incl. health aids | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 16. | Cash   | \$450.00                | \$0.00                | \$450.00     | \$0.00                 | \$450.00                   |
| 17. | Deposits of money  | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 18. | Bonds, mutual funds or publicly<br>traded stocks         | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 19. | Non-pub. traded stock and int.<br>in businesses          | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 20. | Govt. and corp. bonds and other<br>instruments           | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 21. | Retirement or pension accounts                           | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 22. | Security deposits and prepayments                        | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 23. | Annuities  | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 24. | Interests in an education IRA                            | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 25. | Trusts, equit. or future int. (not in line 1)            | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 26. | Patents, copyrights, and other<br>intellectual prop.     | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 27. | Licenses, franchises, other<br>general intangibles       | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |
| 28. | Tax refunds owed to you                                  | \$0.00                  | \$0.00                | \$0.00       | \$0.00                 | \$0.00                     |

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

IN RE: **Jose Marcos Montalvo**

CASE NO

CHAPTER **13****SCHEDULE C-1 (SUPPLEMENTAL EXEMPTION ANALYSIS)***Continuation Sheet # 1***Exemption Totals by Category:**

(Values and liens of surrendered property are NOT included in this section)

Scheme Selected: **State**

| <b>No.</b>     | <b>Category</b>  | <b>Gross<br/>Property Value</b> | <b>Total<br/>Encumbrances</b> | <b>Total Equity</b> | <b>Total Amount<br/>Exempt</b> | <b>Total Amount<br/>Non-Exempt</b> |
|----------------|--|---------------------------------|-------------------------------|---------------------|--------------------------------|------------------------------------|
| 29.            | Family support   | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 30.            | Other amounts someone owes you                         | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 31.            | Interests in insurance policies                        | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 32.            | Any int. in prop. due you from<br>someone who has died | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 33.            | Claims vs. third parties, even<br>if no demand         | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 34.            | Other contin. and unliq. claims<br>of every nature     | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 35.            | Any financial assets you did<br>not already list       | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 38.            | Accounts rec. or commissions you<br>already earned     | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 39.            | Office equipment, furnishings,<br>and supplies         | \$650.00                        | \$0.00                        | \$650.00            | \$650.00                       | \$0.00                             |
| 40.            | Mach., fixt., equip., bus. suppl.,<br>tools of trade   | \$7,500.00                      | \$0.00                        | \$7,500.00          | \$7,500.00                     | \$0.00                             |
| 41.            | Inventory  | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 42.            | Interests in partnerships or<br>joint ventures         | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 43.            | Customer and mailing lists, or<br>other compilations   | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 44.            | Any business-related property not<br>already listed    | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 47.            | Farm animals   | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 48.            | Crops--either growing or harvested                     | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 49.            | Farm/fishing equip., impl., mach.,<br>fixt., tools     | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 50.            | Farm and fishing supplies, chemicals,<br>and feed      | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 51.            | Farm/commercial fishing-related prop.<br>not listed    | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| 53.            | Any other property of any kind not<br>already listed   | \$0.00                          | \$0.00                        | \$0.00              | \$0.00                         | \$0.00                             |
| <b>TOTALS:</b> |  | <b>\$363,395.00</b>             | <b>\$94,493.03</b>            | <b>\$268,901.97</b> | <b>\$75,709.29</b>             | <b>\$193,192.68</b>                |

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

IN RE: **Jose Marcos Montalvo**

CASE NO

CHAPTER **13****SCHEDULE C-1 (SUPPLEMENTAL EXEMPTION ANALYSIS)***Continuation Sheet # 2***Surrendered Property:**

The following property is to be surrendered by the debtor. Although this property is NOT exempt, it is NOT considered "non-exempt" for purposes of this analysis. The below listed items are to be returned to the lienholder.

| Property Description                   | Market Value  | Lien               | Equity        |
|--|---------------|--------------------|---------------|
| <b><u>Real Property</u></b>            |               |                    |               |
| (None)                                 |               |                    |               |
| <b><u>Personal Property</u></b>        |               |                    |               |
| 2015 Ford Escape (approx. 15000 miles) | \$0.00        | \$30,779.06        | \$0.00        |
| <b>TOTALS:</b>                         | <b>\$0.00</b> | <b>\$30,779.06</b> | <b>\$0.00</b> |

**Non-Exempt Property by Item:**

The following property, or a portion thereof, is non-exempt.

| Property Description                  | Market Value        | Lien               | Equity              | Non-Exempt Amount   |
|---------------------------------------|---------------------|--------------------|---------------------|---------------------|
| <b><u>Real Property</u></b>           |                     |                    |                     |                     |
| 214 Commerce                          | \$143,190.00        | \$26,137.01        | \$117,052.99        | \$117,052.99        |
| 202 W. 3rd St.                        | \$58,918.00         | \$8,647.42         | \$50,270.58         | \$50,270.58         |
| Real Property - 5 (25 foot) wide lots | \$25,760.00         | \$990.89           | \$24,769.11         | \$24,769.11         |
| <b><u>Personal Property</u></b>       |                     |                    |                     |                     |
| 1 TV, 1 DVD Player, and 1 Cell        | \$650.00            |                    | \$650.00            | \$650.00            |
| Cash                                  | \$450.00            |                    | \$450.00            | \$450.00            |
| <b>TOTALS:</b>                        | <b>\$228,968.00</b> | <b>\$35,775.32</b> | <b>\$193,192.68</b> | <b>\$193,192.68</b> |

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

IN RE: **Jose Marcos Montalvo**

CASE NO

CHAPTER **13****SCHEDULE C-1 (SUPPLEMENTAL EXEMPTION ANALYSIS)***Continuation Sheet # 3*

| <b>Summary</b>   |                     |
|--|---------------------|
| A. Gross Property Value (not including surrendered property)         | <b>\$363,395.00</b> |
| B. Gross Property Value of Surrendered Property                      | <b>\$0.00</b>       |
| C. Total Gross Property Value (A+B)                                  | <b>\$363,395.00</b> |
| D. Gross Amount of Encumbrances (not including surrendered property) | <b>\$94,493.03</b>  |
| E. Gross Amount of Encumbrances on Surrendered Property              | <b>\$30,779.06</b>  |
| F. Total Gross Encumbrances (D+E)                                    | <b>\$125,272.09</b> |
| G. Total Equity (not including surrendered property) / (A-D)         | <b>\$268,901.97</b> |
| H. Total Equity in surrendered items (B-E)                           | <b>\$0.00</b>       |
| I. Total Equity (C-F)  | <b>\$268,901.97</b> |
| J. Total Exemptions Claimed  | <b>\$75,709.29</b>  |
| K. Total Non-Exempt Property Remaining (G-J)                         | <b>\$193,192.68</b> |

**Fill in this information to identify your case:**

|   |             |               |                 |
|---|-------------|---------------|-----------------|
| Debtor 1  | <b>Jose</b> | <b>Marcos</b> | <b>Montalvo</b> |
|   | First Name  | Middle Name   | Last Name       |
| Debtor 2<br>(Spouse, if filing)   |             |               |                 |
|   | First Name  | Middle Name   | Last Name       |
| United States Bankruptcy Court for the: <b>SOUTHERN DISTRICT OF TEXAS</b> |             |               |                 |
| Case number<br>(if known)   |             |               |                 |

☐ Check if this is an amended filing

## Official Form 106D

**Schedule D: Creditors Who Have Claims Secured by Property**

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, copy the Additional Page, fill it out, number the entries, and attach it to this form. On the top of any additional pages, write your name and case number (if known).

**1. Do any creditors have claims secured by your property?**

- ☐ No. Check this box and submit this form to the court with your other schedules. You have nothing else to report on this form.
- ☒ Yes. Fill in all of the information below.

**Part 1: List All Secured Claims**

- 2. List all secured claims.** If a creditor has more than one secured claim, list the creditor separately for each claim. If more than one creditor has a particular claim, list the other creditors in Part 2. As much as possible, list the claims in alphabetical order according to the creditor's name.

| Column A<br>Amount of claim<br>Do not deduct the<br>value of collateral | Column B<br>Value of collateral<br>that supports this<br>claim | Column C<br>Unsecured<br>portion<br>If any |
|---|--|--|
| <b>\$39,966.15</b>  | <b>\$0.00</b>  | <b>\$39,966.15</b>                         |

2.1

**Adolfo Vela**

Creditor's name

**4430 South McColl Rd**

Number Street

Describe the property that  
secures the claim:**Judgment****Edinburg**

City

**TX**

State

**78539**

ZIP Code

**Who owes the debt?** Check one.

- ☒ Debtor 1 only
- ☐ Debtor 2 only
- ☐ Debtor 1 and Debtor 2 only
- ☐ At least one of the debtors and another

☐ Check if this claim relates  
to a community debt

Date debt was incurred

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent
- ☐ Unliquidated
- ☒ Disputed

**Nature of lien.** Check all that apply.

- ☐ An agreement you made (such as mortgage or secured car loan)
- ☐ Statutory lien (such as tax lien, mechanic's lien)
- ☐ Judgment lien from a lawsuit
- ☒ Other (including a right to offset)

**Judgment**

Last 4 digits of account number

Add the dollar value of your entries in Column A on this page. Write that number here:

**\$39,966.15**



Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 1:****Additional Page**

After listing any entries on this page, number them sequentially from the previous page.

Column A

**Amount of claim**  
Do not deduct the value of collateral

Column B

**Value of collateral that supports this claim**

Column C

**Unsecured portion**  
If any

2.2

**Cameroon County Tax Office**

Creditor's name

**964 E. Harrison**

Number Street

Describe the property that secures the claim:

**214 Commerce, Harlingen, TX 78550**

**\$700.00****\$143,190.00**

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

Nature of lien. Check all that apply.

- ☐ An agreement you made (such as mortgage or secured car loan)  
☒ Statutory lien (such as tax lien, mechanic's lien)  
☐ Judgment lien from a lawsuit  
☐ Other (including a right to offset)

Who owes the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Date debt was incurred **2015**

Last 4 digits of account number **1 0 0 0**

2.3

**City of Raymondville**

Creditor's name

**142 S. 7th**

Number Street

Describe the property that secures the claim:

**Block 4, Lots 19-21 and 25-26**

**\$211.23****\$25,760.00**

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

Nature of lien. Check all that apply.

- ☐ An agreement you made (such as mortgage or secured car loan)  
☒ Statutory lien (such as tax lien, mechanic's lien)  
☐ Judgment lien from a lawsuit  
☐ Other (including a right to offset)

Who owes the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Date debt was incurred **2015**

Last 4 digits of account number **7 3 4 4**

Add the dollar value of your entries in Column A on this page. Write that number here:

**\$911.23**

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 1:****Additional Page**

After listing any entries on this page, number them sequentially from the previous page.

Column A

**Amount of claim**  
Do not deduct the value of collateral

Column B

**Value of collateral that supports this claim**

Column C

**Unsecured portion**  
If any

2.4

Describe the property that secures the claim:

\$779.66

\$25,760.00

**County of Willacy**

Creditor's name

**190 N. 3rd**

Number Street

**Block 4 Lots 19-21 and 25-26**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed**Raymondville TX 78580**

City State ZIP Code

Who owes the debt? Check one.

☒ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☒ Statutory lien (such as tax lien, mechanic's lien)☐ Judgment lien from a lawsuit☐ Other (including a right to offset)Date debt was incurred **2013-2015**

Last 4 digits of account number

**7 3 4 4**

2.5

Describe the property that secures the claim:

\$30,779.06

\$0.00

\$30,779.06

**Ford Motor Credit**

Creditor's name

**P.O. Box 62180**

Number Street

**2015 Ford Escape (approx. 15000 miles)**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed**Colorado Springs CO 80962**

City State ZIP Code

Who owes the debt? Check one.

☒ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☐ Judgment lien from a lawsuit☒ Other (including a right to offset)**Purchase Money**

Date debt was incurred

Last 4 digits of account number

Add the dollar value of your entries in Column A on this page. Write that number here:

\$31,558.72

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 1:****Additional Page**

After listing any entries on this page, number them sequentially from the previous page.

Column A

**Amount of claim**  
Do not deduct the value of collateral

Column B

**Value of collateral that supports this claim**

Column C

**Unsecured portion**  
If any

2.6

Describe the property that secures the claim:

**\$3,195.58****\$143,190.00****Harlingen Tax Office**

Creditor's name

**609 N. 77 Sunshine Stip**

Number Street

**214 Commerce Harlingen, TX**

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Harlingen TX 78550**

City State ZIP Code

Who owes the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Nature of lien. Check all that apply.

- ☐ An agreement you made (such as mortgage or secured car loan)  
☒ Statutory lien (such as tax lien, mechanic's lien)  
☐ Judgment lien from a lawsuit  
☐ Other (including a right to offset)

Date debt was incurred **2015**Last 4 digits of account number **0 1 0 0**

2.7

Describe the property that secures the claim:

**\$8,647.42****\$58,918.00****Hidalgo County Tax Office**

Creditor's name

**PO Box 178**

Number Street

**202 W. 3rd St., San Juan Texas**

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Edinburg TX 78540**

City State ZIP Code

Who owes the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Nature of lien. Check all that apply.

- ☐ An agreement you made (such as mortgage or secured car loan)  
☒ Statutory lien (such as tax lien, mechanic's lien)  
☐ Judgment lien from a lawsuit  
☐ Other (including a right to offset)

Date debt was incurred **2012-2015**Last 4 digits of account number **5 8 1 6**

Add the dollar value of your entries in Column A on this page. Write that number here:

**\$11,843.00**

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 1:****Additional Page**

After listing any entries on this page, number them sequentially from the previous page.

Column A

**Amount of claim**  
Do not deduct the value of collateral

Column B

**Value of collateral that supports this claim**

Column C

**Unsecured portion**  
If any

2.8

Describe the property that secures the claim:

\$30.00

\$134,021.00

**International Bank**

Creditor's name

**1801 S. 2nd St.**

Number Street

442 S. 14th St.

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**McAllen TX 78503**

City State ZIP Code

Who owes the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Nature of lien. Check all that apply.

- ☒ An agreement you made (such as mortgage or secured car loan)  
☐ Statutory lien (such as tax lien, mechanic's lien)  
☐ Judgment lien from a lawsuit  
☐ Other (including a right to offset)

Date debt was incurred **04/10/2008**Last 4 digits of account number **3 9 4 9**

30000

2.9

Describe the property that secures the claim:

\$26,137.01

\$143,190.00

**Ovation Services**

Creditor's name

**8407 Bandera Rd. Ste. 141**

Number Street

Land

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**San Antonio TX 78250**

City State ZIP Code

Who owes the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Nature of lien. Check all that apply.

- ☒ An agreement you made (such as mortgage or secured car loan)  
☐ Statutory lien (such as tax lien, mechanic's lien)  
☐ Judgment lien from a lawsuit  
☐ Other (including a right to offset)

Date debt was incurred **2014**Last 4 digits of account number **1 0 3 2**

Add the dollar value of your entries in Column A on this page. Write that number here:

\$26,167.01

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 1:****Additional Page**

After listing any entries on this page, number them sequentially from the previous page.

Column A

**Amount of claim**  
Do not deduct the value of collateral

Column B

**Value of collateral that supports this claim**

Column C

**Unsecured portion**  
If any

2.10

Describe the property that secures the claim:

\$910.00

\$910.00

**Ovation Services**

Creditor's name

**8407 Bandera Rd. Ste. 141**

Number Street

Land

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**San Antonio TX 78250**

City State ZIP Code

Who owes the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Nature of lien. Check all that apply.

- ☐ An agreement you made (such as mortgage or secured car loan)  
☐ Statutory lien (such as tax lien, mechanic's lien)  
☐ Judgment lien from a lawsuit  
☒ Other (including a right to offset)

**Mortgage arrears**Date debt was incurred **Various**

Last 4 digits of account number

**1 0 3 2**

2.11

Describe the property that secures the claim:

\$3,178.37

\$25,760.00

**Raymondville ISD**

Creditor's name

**419 FM 3168**

Number Street

**Block 4 lots 19-21 and 25-26**

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Raymondville TX 78580**

City State ZIP Code

Who owes the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Nature of lien. Check all that apply.

- ☐ An agreement you made (such as mortgage or secured car loan)  
☒ Statutory lien (such as tax lien, mechanic's lien)  
☐ Judgment lien from a lawsuit  
☐ Other (including a right to offset)

Date debt was incurred **2011-2015**

Last 4 digits of account number

**7 3 4 4**

Add the dollar value of your entries in Column A on this page. Write that number here:

**\$4,088.37**

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 1:****Additional Page**

After listing any entries on this page, number them sequentially from the previous page.

Column A

**Amount of claim**  
Do not deduct the value of collateral

Column B

**Value of collateral that supports this claim**

Column C

**Unsecured portion**  
If any

2.12

Describe the property that secures the claim:

\$58,717.71

\$106,877.00

**Seterus**

Creditor's name

**P.O. Box 1077**

Number Street

**Homestead**

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Hartford** **CT** **06143**

City State ZIP Code

Who owes the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Date debt was incurred **2002**Last 4 digits of account number **6 4 5 0**

2.13

Describe the property that secures the claim:

\$2,640.00

\$2,640.00

**Seterus**

Creditor's name

**P.O. Box 1077**

Number Street

**Homestead**

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Hartford** **CT** **06143**

City State ZIP Code

Who owes the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another

☐ Check if this claim relates to a community debt

Nature of lien. Check all that apply.

- ☐ An agreement you made (such as mortgage or secured car loan)  
☐ Statutory lien (such as tax lien, mechanic's lien)  
☐ Judgment lien from a lawsuit  
☒ Other (including a right to offset)

**Arrearage claim**Date debt was incurred **Various**Last 4 digits of account number **6 4 5 0**

Add the dollar value of your entries in Column A on this page. Write that number here:

\$61,357.71

If this is the last page of your form, add the dollar value totals from all pages. Write that number here:

\$175,892.19

**Fill in this information to identify your case:**

|   |             |               |                 |
|---|-------------|---------------|-----------------|
| Debtor 1  | <b>Jose</b> | <b>Marcos</b> | <b>Montalvo</b> |
|   | First Name  | Middle Name   | Last Name       |
| Debtor 2<br>(Spouse, if filing)   |             |               |                 |
|   | First Name  | Middle Name   | Last Name       |
| United States Bankruptcy Court for the: <b>SOUTHERN DISTRICT OF TEXAS</b> |             |               |                 |
| Case number<br>(if known)   |             |               |                 |

☐ Check if this is an amended filing

## Official Form 106E/F

**Schedule E/F: Creditors Who Have Unsecured Claims**

12/15

Be as complete and accurate as possible. Use Part 1 for creditors with PRIORITY claims and Part 2 for creditors with NONPRIORITY claims. List the other party to any executory contracts or unexpired leases that could result in a claim. Also list executory contracts on *Schedule A/B: Property* (Official Form 106A/B) and on *Schedule G: Executory Contracts and Unexpired Leases* (Official Form 106G). Do not include any creditors with partially secured claims that are listed in *Schedule D: Creditors Who Hold Claims Secured by Property*. If more space is needed, copy the Part you need, fill it out, number the entries in the boxes on the left. Attach the Continuation Page to this page. On the top of any additional pages, write your name and case number (if known).

**Part 1: List All of Your PRIORITY Unsecured Claims****1. Do any creditors have priority unsecured claims against you?**

- ☐ No. Go to Part 2.  
☒ Yes.

**2. List all of your priority unsecured claims.** If a creditor has more than one priority unsecured claim, list the creditor separately for each claim. For each claim listed, identify what type of claim it is. If a claim has both priority and nonpriority amounts, list that claim here and show both priority and nonpriority amounts. As much as possible, list the claims in alphabetical order according to the creditor's name. If more space is needed for priority unsecured claims, fill out the Continuation Page of Part 1. If more than one creditor holds a particular claim, list the other creditors in Part 3.

(For an explanation of each type of claim, see the instructions for this form in the instruction booklet.)

|     | Total claim | Priority amount | Nonpriority amount |
|-----|-------------|-----------------|--------------------|
| 2.1 | \$3,000.00  | \$3,000.00      | \$0.00             |

**IRS**

Priority Creditor's Name  
**Centralized Insolvency**  
 Number Street  
**P.O. Box 7346**

Last 4 digits of account number \_\_\_\_\_

When was the debt incurred? \_\_\_\_\_

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Philadelphia** **PA** **19101-7346**  
 City State ZIP Code

Who incurred the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another  
☐ Check if this claim is for a community debt

Is the claim subject to offset?

- ☒ No  
☐ Yes

**2012, 2014, 2015**  
**7002.21**

Type of PRIORITY unsecured claim:

- ☐ Domestic support obligations  
☒ Taxes and certain other debts you owe the government  
☐ Claims for death or personal injury while you were intoxicated  
☐ Other. Specify \_\_\_\_\_

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 1: Your PRIORITY Unsecured Claims -- Continuation Page**

After listing any entries on this page, number them sequentially from the previous page.

|            | Total claim       | Priority amount   | Nonpriority amount |
|------------|-------------------|-------------------|--------------------|
| <b>2.2</b> | <b>\$2,900.00</b> | <b>\$2,900.00</b> | <b>\$0.00</b>      |

**Law Office of Antonio Martinez, Jr., P.C**

Priority Creditor's Name

**317 W. Nolana St., Suite C**

Number Street

Last 4 digits of account number \_\_\_\_\_

When was the debt incurred? **04/26/2016**

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**McAllen****TX****78504**

City

State

ZIP Code

Who incurred the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another  
☐ Check if this claim is for a community debt

Is the claim subject to offset?

- ☒ No  
☐ Yes

Type of PRIORITY unsecured claim:

- ☐ Domestic support obligations  
☐ Taxes and certain other debts you owe the government  
☐ Claims for death or personal injury while you were intoxicated  
☒ Other. Specify

Attorney fees for this case

|            |                   |                   |               |
|------------|-------------------|-------------------|---------------|
| <b>2.3</b> | <b>\$4,574.00</b> | <b>\$4,574.00</b> | <b>\$0.00</b> |
|------------|-------------------|-------------------|---------------|

**Roxana Mendez**

Priority Creditor's Name

**5810 Buffel St.**

Number Street

Last 4 digits of account number **5 0 9 2**

When was the debt incurred? \_\_\_\_\_

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Rio Grande City****TX****78582**

City

State

ZIP Code

Who incurred the debt? Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another  
☐ Check if this claim is for a community debt

Is the claim subject to offset?

- ☒ No  
☐ Yes

Type of PRIORITY unsecured claim:

- ☒ Domestic support obligations  
☐ Taxes and certain other debts you owe the government  
☐ Claims for death or personal injury while you were intoxicated  
☐ Other. Specify



Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 2: List All of Your NONPRIORITY Unsecured Claims**
**3. Do any creditors have nonpriority unsecured claims against you?**

- ☐ No. You have nothing to report in this part. Submit this form to the court with you other schedules.  
☒ Yes

**4. List all of your nonpriority unsecured claims in the alphabetical order of the creditor who holds each claim.**

If a creditor has more than one nonpriority unsecured claim, list the creditor separately for each claim. For each claim listed, identify what type of claim it is. Do not list claims already included in Part 1. If more than one creditor holds a particular claim, list the other creditors in Part 3. If more space is needed for nonpriority unsecured claims, fill out the Continuation Page of Part 2.

**Total claim**
**\$1,078.00**
**4.1**
**Excel Finance**

Nonpriority Creditor's Name

**225 S. Cage Blvd.**

Number Street

**Pharr**
**TX**
**78577**

City State ZIP Code

**Who incurred the debt?** Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another  
☐ Check if this claim is for a community debt

**Is the claim subject to offset?**

- ☒ No  
☐ Yes

Last 4 digits of account number

**When was the debt incurred?**
**As of the date you file, the claim is:** Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Type of NONPRIORITY unsecured claim:**

- ☐ Student loans  
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims  
☐ Debts to pension or profit-sharing plans, and other similar debts  
☒ Other. Specify

**Unsecured Loan**
**4.2**
**IRS**

Nonpriority Creditor's Name

**Centralized Insolvency**

Number Street

**P.O. Box 7346**
**Philadelphia**
**PA**
**19101-7346**

City State ZIP Code

**Who incurred the debt?** Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another  
☐ Check if this claim is for a community debt

**Is the claim subject to offset?**

- ☒ No  
☐ Yes

Last 4 digits of account number

**When was the debt incurred?**
**As of the date you file, the claim is:** Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Type of NONPRIORITY unsecured claim:**

- ☐ Student loans  
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims  
☐ Debts to pension or profit-sharing plans, and other similar debts  
☒ Other. Specify

**1040 Taxes Penalty**
**\$386.83**

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 2: Your NONPRIORITY Unsecured Claims -- Continuation Page**

After listing any entries on this page, number them sequentially from the previous page.

Total claim

4.3

\$362.00

**TCPSP Corporation**

Nonpriority Creditor's Name

**4430 South McColl Rd**

Number Street

Last 4 digits of account number \_\_\_\_\_

When was the debt incurred? \_\_\_\_\_

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Edinburg**

**TX**

**78539**

City

State

ZIP Code

Who incurred the debt?

Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another  
☐ Check if this claim is for a community debt

Is the claim subject to offset?

- ☒ No  
☐ Yes

Type of NONPRIORITY unsecured claim:

- ☐ Student loans  
☐ Obligations arising out of a separation agreement or divorce that you did not report as priority claims  
☐ Debts to pension or profit-sharing plans, and other similar debts  
☒ Other. Specify

**Court costs**

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

### Part 3: List Others to Be Notified About a Debt That You Already Listed

5. Use this page only if you have others to be notified about your bankruptcy, for a debt that you already listed in Parts 1 or 2. For example, if a collection agency is trying to collect from you for a debt you owe to someone else, list the original creditor in Parts 1 or 2, then list the collection agency here. Similarly, if you have more than one creditor for any of the debts that you listed in Parts 1 or 2, list the additional creditors here. If you do not have additional parties to be notified for any debts in Parts 1 or 2, do not fill out or submit this page.

**Linebarger Goggan Blair & Dampson, LLP**

Name

**Attorneys at Law**

Number Street

**900 Arion Parkway, Ste. 104**

On which entry in Part 1 or Part 2 did you list the original creditor?

Line \_\_\_\_\_ of (Check one): ☐ Part 1: Creditors with Priority Unsecured Claims  
☐ Part 2: Creditors with Nonpriority Unsecured Claims

Last 4 digits of account number \_\_\_\_\_

**San Antonio**

**TX**

**78216**

City

State

ZIP Code

**Texas Attorney General Office**

Name

**PO Box 12548**

Number Street

On which entry in Part 1 or Part 2 did you list the original creditor?

Line 2.3 of (Check one): ☒ Part 1: Creditors with Priority Unsecured Claims  
☐ Part 2: Creditors with Nonpriority Unsecured Claims

Last 4 digits of account number \_\_\_\_\_

**Austin**

**TX**

**78711**

City

State

ZIP Code

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 4: Add the Amounts for Each Type of Unsecured Claim**

6. Total the amounts of certain types of unsecured claims. This information is for statistical reporting purposes only. 28 U.S.C. § 159. Add the amounts for each type of unsecured claim.

|                          |   | Total claim             |
|--------------------------|---|-------------------------|
| Total claims from Part 1 | 6a. Domestic support obligations  | 6a. <u>\$4,574.00</u>   |
|                          | 6b. Taxes and certain other debts you owe the government                    | 6b. <u>\$3,000.00</u>   |
|                          | 6c. Claims for death or personal injury while you were intoxicated          | 6c. <u>\$0.00</u>       |
|                          | 6d. Other. Add all other priority unsecured claims. Write that amount here. | 6d. + <u>\$2,900.00</u> |
|                          | 6e. Total. Add lines 6a through 6d.   | 6d. <u>\$10,474.00</u>  |

|                          |   | Total claim             |
|--------------------------|---|-------------------------|
| Total claims from Part 2 | 6f. Student loans   | 6f. <u>\$0.00</u>       |
|                          | 6g. Obligations arising out of a separation agreement or divorce that you did not report as priority claims | 6g. <u>\$0.00</u>       |
|                          | 6h. Debts to pension or profit-sharing plans, and other similar debts                                       | 6h. <u>\$0.00</u>       |
|                          | 6i. Other. Add all other nonpriority unsecured claims. Write that amount here.                              | 6i. + <u>\$1,826.83</u> |
|                          | 6j. Total. Add lines 6f through 6i.   | 6j. <u>\$1,826.83</u>   |

**Fill in this information to identify your case:**

|   |             |               |                 |
|---|-------------|---------------|-----------------|
| Debtor 1  | <b>Jose</b> | <b>Marcos</b> | <b>Montalvo</b> |
|   | First Name  | Middle Name   | Last Name       |
| Debtor 2<br>(Spouse, if filing)   |             |               |                 |
|   | First Name  | Middle Name   | Last Name       |
| United States Bankruptcy Court for the: <b>SOUTHERN DISTRICT OF TEXAS</b> |             |               |                 |
| Case number<br>(if known)   |             |               |                 |

☐ Check if this is an amended filing
Official Form 106G**Schedule G: Executory Contracts and Unexpired Leases****12/15**

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, copy the additional page, fill it out, number the entries, and attach it to this page. On the top of any additional pages, write your name and case number (if known).

**1. Do you have any executory contracts or unexpired leases?**

- ☒ No. Check this box and file this form with the court with your other schedules. You have nothing else to report on this form.
- ☐ Yes. Fill in all of the information below even if the contracts or leases are listed on *Schedule A/B: Property* (Official Form 106A/B).

**2. List separately each person or company with whom you have the contract or lease. Then state what each contract or lease is for (for example, rent, vehicle lease, cell phone). See the instructions for this form in the instruction booklet for more examples of executory contracts and unexpired leases.**

Person or company with whom you have the contract or lease

State what the contract or lease is for

**Fill in this information to identify your case:**

|   |             |               |                 |
|---|-------------|---------------|-----------------|
| Debtor 1  | <b>Jose</b> | <b>Marcos</b> | <b>Montalvo</b> |
|   | First Name  | Middle Name   | Last Name       |
| Debtor 2<br>(Spouse, if filing)   |             |               |                 |
|   | First Name  | Middle Name   | Last Name       |
| United States Bankruptcy Court for the: <b>SOUTHERN DISTRICT OF TEXAS</b> |             |               |                 |
| Case number<br>(if known)   |             |               |                 |

☐ Check if this is an amended filing
Official Form 106H**Schedule H: Your Codebtors****12/15**

Codebtors are people or entities who are also liable for any debts you may have. Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, copy the Additional Page, fill it out, and number the entries in the boxes on the left. Attach the Additional Page to this page. On the top of any Additional Pages, write your name and case number (if known). Answer every question.

- Do you have any codebtors?** (If you are filing a joint case, do not list either spouse as a codebtor.)
  - ☒ No
  - ☐ Yes
- Within the last 8 years, have you lived in a community property state or territory?** (*Community property states and territories include Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, and Wisconsin.*)
  - ☐ No. Go to line 3.
  - ☒ Yes. Did your spouse, former spouse, or legal equivalent live with you at the time?
    - ☒ No
    - ☐ Yes
- In Column 1, list all of your codebtors. Do not include your spouse as a codebtor if your spouse is filing with you. List the person shown in line 2 again as a codebtor only if that person is a guarantor or cosigner. Make sure you have listed the creditor on *Schedule D* (Official Form 106D), *Schedule E/F* (Official Form 106E/F), or *Schedule G* (Official Form 106G). Use *Schedule D*, *Schedule E/F*, or *Schedule G* to fill out Column 2.**

Column 1: Your codebtor

Column 2: The creditor to whom you owe the debt

Check all schedules that apply:

**Fill in this information to identify your case:**

|   |                                   |               |                 |
|---|-----------------------------------|---------------|-----------------|
| Debtor 1                                | <b>Jose</b>                       | <b>Marcos</b> | <b>Montalvo</b> |
|   | First Name                        | Middle Name   | Last Name       |
| Debtor 2<br>(Spouse, if filing)         |                                   |               |                 |
|   | First Name                        | Middle Name   | Last Name       |
| United States Bankruptcy Court for the: | <b>SOUTHERN DISTRICT OF TEXAS</b> |               |                 |
| Case number<br>(if known)               |                                   |               |                 |

Check if this is:

- ☐ An amended filing
- ☐ A supplement showing postpetition chapter 13 income as of the following date:

MM / DD / YYYY

Official Form 106I

**Schedule I: Your Income**

12/15

Be as complete and accurate as possible. If two married people are filing together (Debtor 1 and Debtor 2), both are equally responsible for supplying correct information. If you are married and not filing jointly, and your spouse is living with you, include information about your spouse. If you are separated and your spouse is not filing with you, do not include information about your spouse. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

**Part 1: Describe Employment****1. Fill in your employment information.**

If you have more than one job, attach a separate page with information about additional employers.

Include part-time, seasonal, or self-employed work.

Occupation may include student or homemaker, if it applies.

**Employment status****Occupation****Employer's name****Employer's address****Debtor 1**

- ☒ Employed
- ☐ Not employed

**Self-employed**

Number Street

City State Zip Code

**Debtor 2 or non-filing spouse**

- ☐ Employed
- ☐ Not employed

Number Street

City State Zip Code

How long employed there? \_\_\_\_\_

**Part 2: Give Details About Monthly Income**

**Estimate monthly income as of the date you file this form.** If you have nothing to report for any line, write \$0 in the space. Include your non-filing spouse unless you are separated.

If you or your non-filing spouse have more than one employer, combine the information for all employers for that person on the lines below. If you need more space, attach a separate sheet to this form.

|   | For Debtor 1       | For Debtor 2 or non-filing spouse |
|---|--------------------|-----------------------------------|
| <b>2. List monthly gross wages, salary, and commissions</b> (before all payroll deductions). If not paid monthly, calculate what the monthly wage would be. | 2. <b>\$0.00</b>   |                                   |
| <b>3. Estimate and list monthly overtime pay.</b>   | 3. + <b>\$0.00</b> |                                   |
| <b>4. Calculate gross income.</b> Add line 2 + line 3.  | 4. <b>\$0.00</b>   |                                   |

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

|  |       | For Debtor 1      | For Debtor 2 or<br>non-filing spouse   |
|--|-------|-------------------|--|
| Copy line 4 here ..... →   | 4.    | <b>\$0.00</b>     |  |
| <b>5. List all payroll deductions:</b>   |       |                   |  |
| 5a. Tax, Medicare, and Social Security deductions  | 5a.   | <b>\$0.00</b>     |  |
| 5b. Mandatory contributions for retirement plans   | 5b.   | <b>\$0.00</b>     |  |
| 5c. Voluntary contributions for retirement plans   | 5c.   | <b>\$0.00</b>     |  |
| 5d. Required repayments of retirement fund loans   | 5d.   | <b>\$0.00</b>     |  |
| 5e. Insurance  | 5e.   | <b>\$0.00</b>     |  |
| 5f. Domestic support obligations   | 5f.   | <b>\$0.00</b>     |  |
| 5g. Union dues   | 5g.   | <b>\$0.00</b>     |  |
| 5h. Other deductions.<br>Specify: _____  | 5h. + | <b>\$0.00</b>     |  |
| <b>6. Add the payroll deductions.</b> Add lines 5a + 5b + 5c + 5d + 5e + 5f + 5g + 5h.   | 6.    | <b>\$0.00</b>     |  |
| <b>7. Calculate total monthly take-home pay.</b> Subtract line 6 from line 4.  | 7.    | <b>\$0.00</b>     |  |
| <b>8. List all other income regularly received:</b>  |       |                   |  |
| <b>8a. Net income from rental property and from operating a business, profession, or farm</b><br><br>Attach a statement for each property and business showing gross receipts, ordinary and necessary business expenses, and the total monthly net income.   | 8a.   | <b>\$3,722.59</b> |  |
| <b>8b. Interest and dividends</b>  | 8b.   | <b>\$0.00</b>     |  |
| <b>8c. Family support payments that you, a non-filing spouse, or a dependent regularly receive</b><br><br>Include alimony, spousal support, child support, maintenance, divorce settlement, and property settlement.   | 8c.   | <b>\$0.00</b>     |  |
| <b>8d. Unemployment compensation</b>   | 8d.   | <b>\$0.00</b>     |  |
| <b>8e. Social Security</b>   | 8e.   | <b>\$0.00</b>     |  |
| <b>8f. Other government assistance that you regularly receive</b><br><br>Include cash assistance and the value (if known) or any non-cash assistance that you receive, such as food stamps (benefits under the Supplemental Nutrition Assistance Program) or housing subsidies.<br>Specify: _____  | 8f.   | <b>\$0.00</b>     |  |
| <b>8g. Pension or retirement income</b>  | 8g.   | <b>\$0.00</b>     |  |
| <b>8h. Other monthly income.</b><br>Specify: _____   | 8h. + | <b>\$0.00</b>     |  |
| <b>9. Add all other income.</b> Add lines 8a + 8b + 8c + 8d + 8e + 8f + 8g + 8h.   | 9.    | <b>\$3,722.59</b> |  |
| <b>10. Calculate monthly income.</b> Add line 7 + line 9.<br>Add the entries in line 10 for Debtor 1 and Debtor 2 or non-filing spouse.  | 10.   | <b>\$3,722.59</b> | + <span style="border: 1px solid black;"></span> = <span style="border: 1px solid black;"><b>\$3,722.59</b></span> |
| <b>11. State all other regular contributions to the expenses that you list in Schedule J.</b><br>Include contributions from an unmarried partner, members of your household, your dependents, your roommates, and other friends or relatives.<br><br>Do not include any amounts already included in lines 2-10 or amounts that are not available to pay expenses listed in Schedule J.<br>Specify: _____ |       |                   |  |
|  | 11. + | <b>\$0.00</b>     |  |
| <b>12. Add the amount in the last column of line 10 to the amount in line 11.</b> The result is the combined monthly income. Write that amount on the Summary of Your Assets and Liabilities and Certain Statistical Information, if it applies.   | 12.   |                   | <b>\$3,722.59</b><br><b>Combined monthly income</b>  |
| <b>13. Do you expect an increase or decrease within the year after you file this form?</b>   |       |                   |  |
| <input type="checkbox"/> No. <span style="margin-left: 20px;"><b>Yes.</b></span><br><input checked="" type="checkbox"/> Yes. Explain: <span style="border: 1px solid black; display: inline-block; width: 700px; height: 40px; vertical-align: top;"></span>   |       |                   |  |



|          |                           |                            |                          |                        |
|----------|---------------------------|----------------------------|--------------------------|------------------------|
| Debtor 1 | <b>Jose</b>               | <b>Marcos</b>              | <b>Montalvo</b>          | Case number (if known) |
|          | <small>First Name</small> | <small>Middle Name</small> | <small>Last Name</small> |                        |

8a. Attached Statement (Debtor 1)

**General Business**

|                               |                  |                   |                                 |
|-------------------------------|------------------|-------------------|---------------------------------|
| <b>Gross Monthly Income:</b>  |                  |                   | <b><u>\$7,390.00</u></b>        |
| <u>Expense</u>                | <u>Category</u>  | <u>Amount</u>     |                                 |
| Electric Bill                 | Utilities        | <b>\$200.00</b>   |                                 |
| Lawn Maintenance              | Lawn Maintenance | <b>\$200.00</b>   |                                 |
| Taxes                         | Taxes            | <b>\$604.16</b>   |                                 |
| Transportation                | Transportation   | <b>\$200.00</b>   |                                 |
| MATERIALS                     | MATERIALS        | <b>\$2,103.25</b> |                                 |
| Telephone                     | Telephone        | <b>\$50.00</b>    |                                 |
| Insurance                     | Insurance        | <b>\$125.00</b>   |                                 |
| Water Bill                    | Utilities        | <b>\$185.00</b>   |                                 |
| <b>Total Monthly Expenses</b> |                  |                   | <b><u>\$3,667.41</u></b>        |
| <b>Net Monthly Income:</b>    |                  |                   | <b><u><u>\$3,722.59</u></u></b> |

**Fill in this information to identify your case:**

|   |                                   |               |                 |
|---|-----------------------------------|---------------|-----------------|
| Debtor 1                                | <b>Jose</b>                       | <b>Marcos</b> | <b>Montalvo</b> |
|   | First Name                        | Middle Name   | Last Name       |
| Debtor 2<br>(Spouse, if filing)         |                                   |               |                 |
|   | First Name                        | Middle Name   | Last Name       |
| United States Bankruptcy Court for the: | <b>SOUTHERN DISTRICT OF TEXAS</b> |               |                 |
| Case number<br>(if known)               |                                   |               |                 |

Check if this is:

- ☐ An amended filing
- ☐ A supplement showing postpetition chapter 13 expenses as of the following date:

MM / DD / YYYY

## Official Form 106J

**Schedule J: Your Expenses**

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, attach another sheet to this form. On the top of any additional pages, write your name and case number (if known). Answer every question.

**Part 1: Describe Your Household****1. Is this a joint case?**

- ☒ No. Go to line 2.
- ☐ Yes. **Does Debtor 2 live in a separate household?**
- ☐ No
- ☐ Yes. Debtor 2 must file Official Form 106J-2, Expenses for Separate Household of Debtor 2.

**2. Do you have dependents?**

Do not list Debtor 1 and Debtor 2.

Do not state the dependents' names.

☒ No☐ Yes. Fill out this information for each dependent.....**Dependent's relationship to Debtor 1 or Debtor 2****Dependent's age****Does dependent live with you?**

- ☐ No
- ☐ Yes
- ☐ No
- ☐ Yes
- ☐ No
- ☐ Yes
- ☐ No
- ☐ Yes
- ☐ No
- ☐ Yes

**3. Do your expenses include expenses of people other than yourself and your dependents?**

- ☒ No
- ☐ Yes

**Part 2: Estimate Your Ongoing Monthly Expenses**

Estimate your expenses as of your bankruptcy filing date unless you are using this form as a supplement in a Chapter 13 case to report expenses as of a date after the bankruptcy is filed. If this is a supplemental Schedule J, check the box at the top of the form and fill in the applicable date.

Include expenses paid for with non-cash government assistance if you know the value of such assistance and have included it on Schedule I: Your Income (Official Form 106I.)

**Your expenses****4. The rental or home ownership expenses for your residence.**

Include first mortgage payments and any rent for the ground or lot.

**If not included in line 4:**

- 4a. Real estate taxes
- 4b. Property, homeowner's, or renter's insurance
- 4c. Home maintenance, repair, and upkeep expenses
- 4d. Homeowner's association or condominium dues

4. \_\_\_\_\_
- 4a. \_\_\_\_\_
- 4b. \_\_\_\_\_
- 4c. **\$75.00**
- 4d. \_\_\_\_\_

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Your expenses**

|  |      |                 |
|--|------|-----------------|
| <b>5. Additional mortgage payments for your residence, such as home equity loans</b>   | 5.   | _____           |
| <b>6. Utilities:</b>   |      |                 |
| 6a. Electricity, heat, natural gas   | 6a.  | <u>\$200.00</u> |
| 6b. Water, sewer, garbage collection   | 6b.  | <u>\$70.00</u>  |
| 6c. Telephone, cell phone, Internet, satellite, and cable services   | 6c.  | _____           |
| 6d. Other. Specify: _____  | 6d.  | _____           |
| <b>7. Food and housekeeping supplies</b>   | 7.   | <u>\$300.00</u> |
| <b>8. Childcare and children's education costs</b>   | 8.   | _____           |
| <b>9. Clothing, laundry, and dry cleaning</b>  | 9.   | <u>\$100.00</u> |
| <b>10. Personal care products and services</b>   | 10.  | <u>\$30.00</u>  |
| <b>11. Medical and dental expenses</b>   | 11.  | _____           |
| <b>12. Transportation.</b> Include gas, maintenance, bus or train fare. Do not include car payments.   | 12.  | _____           |
| <b>13. Entertainment, clubs, recreation, newspapers, magazines, and books</b>  | 13.  | _____           |
| <b>14. Charitable contributions and religious donations</b>  | 14.  | _____           |
| <b>15. Insurance.</b><br>Do not include insurance deducted from your pay or included in lines 4 or 20.   |      |                 |
| 15a. Life insurance  | 15a. | _____           |
| 15b. Health insurance  | 15b. | <u>\$48.00</u>  |
| 15c. Vehicle insurance   | 15c. | _____           |
| 15d. Other insurance. Specify: _____   | 15d. | _____           |
| <b>16. Taxes.</b> Do not include taxes deducted from your pay or included in lines 4 or 20.<br>Specify: _____  | 16.  | _____           |
| <b>17. Installment or lease payments:</b>  |      |                 |
| 17a. Car payments for Vehicle 1  | 17a. | _____           |
| 17b. Car payments for Vehicle 2  | 17b. | _____           |
| 17c. Other. Specify: <u>College Expense-Son</u>  | 17c. | <u>\$200.00</u> |
| 17d. Other. Specify: _____   | 17d. | _____           |
| <b>18. Your payments of alimony, maintenance, and support that you did not report as deducted from your pay on line 5, Schedule I, Your Income (Official Form 106I).</b> | 18.  | <u>\$200.00</u> |
| <b>19. Other payments you make to support others who do not live with you.</b><br>Specify: _____   | 19.  | _____           |
| <b>20. Other real property expenses not included in lines 4 or 5 of this form or on Schedule I: Your Income.</b>   |      |                 |
| 20a. Mortgages on other property   | 20a. | _____           |
| 20b. Real estate taxes   | 20b. | _____           |
| 20c. Property, homeowner's, or renter's insurance  | 20c. | _____           |
| 20d. Maintenance, repair, and upkeep expenses  | 20d. | _____           |
| 20e. Homeowner's association or condominium dues   | 20e. | _____           |

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

21. Other. Specify: \_\_\_\_\_ 21. + \_\_\_\_\_

**22. Calculate your monthly expenses.**

|   |      |  |
|---|------|--|
| 22a. Add lines 4 through 21.  | 22a. | <div style="border: 1px solid black; padding: 2px; text-align: right;"><b>\$1,223.00</b></div> |
| 22b. Copy line 22 (monthly expenses for Debtor 2), if any, from Official Form 106J-2. | 22b. | <div style="border: 1px solid black; padding: 2px; text-align: right;"> </div>                 |
| 22c. Add line 22a and 22b. The result is your monthly expenses.                       | 22c. | <div style="border: 1px solid black; padding: 2px; text-align: right;"><b>\$1,223.00</b></div> |

**23. Calculate your monthly net income.**

|   |      |   |
|---|------|---|
| 23a. Copy line 12 (your combined monthly income) from Schedule I.                                       | 23a. | <div style="border: 1px solid black; padding: 2px; text-align: right;"><b>\$3,722.59</b></div>  |
| 23b. Copy your monthly expenses from line 22c above.  | 23b. | <div style="border: 1px solid black; padding: 2px; text-align: right;"><b>-\$1,223.00</b></div> |
| 23c. Subtract your monthly expenses from your monthly income.<br>The result is your monthly net income. | 23c. | <div style="border: 1px solid black; padding: 2px; text-align: right;"><b>\$2,499.59</b></div>  |

**24. Do you expect an increase or decrease in your expenses within the year after you file this form?**

For example, do you expect to finish paying for your car loan within the year or do you expect your mortgage payment to increase or decrease because of a modification to the terms of your mortgage?

☐ No.

☒ Yes.

Explain here:

**Yes.**

**Fill in this information to identify your case:**

|   |             |               |                 |
|---|-------------|---------------|-----------------|
| Debtor 1  | <b>Jose</b> | <b>Marcos</b> | <b>Montalvo</b> |
|   | First Name  | Middle Name   | Last Name       |
| Debtor 2<br>(Spouse, if filing)   |             |               |                 |
|   | First Name  | Middle Name   | Last Name       |
| United States Bankruptcy Court for the: <b>SOUTHERN DISTRICT OF TEXAS</b> |             |               |                 |
| Case number<br>(if known)   |             |               |                 |

☐ Check if this is an amended filing

## Official Form 106Sum

**Summary of Your Assets and Liabilities and Certain Statistical Information**

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. Fill out all of your schedules first; then complete the information on this form. If you are filing amended schedules after you file your original forms, you must fill out a new Summary and check the box at the top of this page.

**Part 1: Summarize Your Assets****Your assets**

Value of what you own

1. *Schedule A/B: Property* (Official Form 106A/B)1a. Copy line 55, Total real estate, from Schedule A/B..... **\$334,745.00**1b. Copy line 62, Total personal property, from Schedule A/B..... **\$28,650.00**1c. Copy line 63, Total of all property on Schedule A/B..... **\$363,395.00****Part 2: Summarize Your Liabilities****Your liabilities**

Amount you owe

2. *Schedule D: Creditors Who Have Claims Secured by Property* (Official Form 106D)2a. Copy the total you listed in Column A, Amount of claim, at the bottom of the last page of Part 1 of Schedule D..... **\$175,892.19**3. *Schedule E/F: Creditors Who Have Unsecured Claims* (Official Form 106E/F)3a. Copy the total claims from Part 1 (priority unsecured claims) from line 6e of Schedule E/F..... **\$10,474.00**3b. Copy the total claims from Part 2 (nonpriority unsecured claims) from line 6j of Schedule E/F..... + **\$1,826.83****Your total liabilities****\$188,193.02****Part 3: Summarize Your Income and Expenses**4. *Schedule I: Your Income* (Official Form 106I)Copy your combined monthly income from line 12 of Schedule I..... **\$3,722.59**5. *Schedule J: Your Expenses* (Official Form 106J)Copy your monthly expenses from line 22c of Schedule J..... **\$1,223.00**

Debtor 1 **Jose** **Marcos** **Montalvo** Case number (if known) \_\_\_\_\_  
 First Name Middle Name Last Name

**Part 4: Answer These Questions for Administrative and Statistical Records**
**6. Are you filing for bankruptcy under Chapters 7, 11, or 13?**

- ☐ No. You have nothing to report on this part of the form. Check this box and submit this form to the court with your other schedules.  
☒ Yes

**7. What kind of debt do you have?**

- ☐ **Your debts are primarily consumer debts.** *Consumer debts* are those "incurred by an individual primarily for a personal, family, or household purpose." 11 U.S.C. § 101(8). Fill out lines 8-9g for statistical purposes. 28 U.S.C. § 159.  
☒ **Your debts are not primarily consumer debts.** You have nothing to report on this part of the form. Check this box and submit this form to the court with your other schedules.

**8. From the *Statement of Your Current Monthly Income*:** Copy your total current monthly income from Official Form 122A-1 Line 11; **OR**, Form 122B Line 11; **OR**, Form 122C-1 Line 14.

**9. Copy the following special categories of claims from Part 4, line 6 of *Schedule E/F*:**
**Total claim**
**From Part 4 on *Schedule E/F*, copy the following:**

- |  |  |
|--|--|
| 9a. Domestic support obligations. (Copy line 6a.)  | _____  |
| 9b. Taxes and certain other debts you owe the government. (Copy line 6b.)  | _____  |
| 9c. Claims for death or personal injury while you were intoxicated. (Copy line 6c.)  | _____  |
| 9d. Student loans. (Copy line 6f.)   | _____  |
| 9e. Obligations arising out of a separation agreement or divorce that you did not report as priority claims. (Copy line 6g.) | _____  |
| 9f. Debts to pension or profit-sharing plans, and other similar debts. (Copy line 6h.)                                       | + _____  |
| 9g. <b>Total.</b> Add lines 9a through 9f.   | <div style="border: 2px solid black; width: 100%; height: 20px; margin-top: 5px;"></div> |

**Fill in this information to identify your case:**

|   |                                   |               |                 |
|---|-----------------------------------|---------------|-----------------|
| Debtor 1                                | <u>Jose</u>                       | <u>Marcos</u> | <u>Montalvo</u> |
|   | First Name                        | Middle Name   | Last Name       |
| Debtor 2<br>(Spouse, if filing)         | _____                             | _____         | _____           |
|   | First Name                        | Middle Name   | Last Name       |
| United States Bankruptcy Court for the: | <u>SOUTHERN DISTRICT OF TEXAS</u> |               |                 |
| Case number<br>(if known)               | _____                             |               |                 |

☐ Check if this is an amended filing

Official Form 106Dec

**Declaration About an Individual Debtor's Schedules**

12/15

If two married people are filing together, both are equally responsible for supplying correct information.

You must file this form whenever you file bankruptcy schedules or amended schedules. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**Sign Below**

Did you pay or agree to pay someone who is NOT an attorney to help you fill out bankruptcy forms?

☒ No

☐ Yes. Name of person \_\_\_\_\_ Attach *Bankruptcy Petition Preparer's Notice, Declaration, and Signature* (Official Form 119).

Under penalty of perjury, I declare that I have read the summary and schedules filed with this declaration and that they are true and correct.

**X** /s/ Jose Marcos Montalvo  
Jose Marcos Montalvo, Debtor 1

Date 04/27/2016  
MM / DD / YYYY

**X** \_\_\_\_\_  
Signature of Debtor 2

Date \_\_\_\_\_  
MM / DD / YYYY

## Notice Required by 11 U.S.C. § 342(b) for Individuals Filing for Bankruptcy (Form 2010)

---

### This notice is for you if:

- **You are an individual filing for bankruptcy,**  
and
- **Your debts are primarily consumer debts.**  
*Consumer debts* are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose."

### The types of bankruptcy that are available to individuals

Individuals who meet the qualifications may file under one of four different chapters of the Bankruptcy Code:

- Chapter 7 -- Liquidation
- Chapter 11 -- Reorganization
- Chapter 12 -- Voluntary repayment plan for family farmers or fishermen
- Chapter 13 -- Voluntary repayment plan for individuals with regular income

**You should have an attorney review your decision to file for bankruptcy and the choice of chapter.**

### Chapter 7: Liquidation

---

|   |       |                    |
|---|-------|--------------------|
|   | \$245 | filing fee         |
|   | \$75  | administrative fee |
| + | \$15  | trustee surcharge  |
|   | <hr/> |                    |
|   | \$335 | total fee          |

Chapter 7 is for individuals who have financial difficulty preventing them from paying their debts and who are willing to allow their non-exempt property to be used to pay their creditors. The primary purpose of filing under chapter 7 is to have your debts discharged. The bankruptcy discharge relieves you after bankruptcy from having to pay many of your pre-bankruptcy debts. Exceptions exist for particular debts, and liens on property may still be enforced after discharge. For example, a creditor may have the right to foreclose a home mortgage or repossess an automobile.

However, if the court finds that you have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge.

You should know that the even if you file chapter 7 and you receive a discharge, some debts are not discharged under the law. Therefore, you may still be responsible to pay:

- most taxes;
- most student loans;
- domestic support and property settlement obligations;



- most fines, penalties, forfeitures, and criminal restitution obligations; and
- certain debts that are not listed in your bankruptcy papers.

You may also be required to pay debts arising from:

- fraud or theft;
- fraud or defalcation while acting in breach of fiduciary capacity;
- intentional injuries that you inflicted; and
- death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs.

If your debts are primarily consumer debts, the court can dismiss your chapter 7 case if it finds that you have enough income to repay creditors a certain amount. You must file *Chapter 7 Statement of Your Current Monthly Income* (Official Form 122A-1) if you are an individual filing for bankruptcy under chapter 7. This form will determine your current monthly income and compare whether your income is more than the median income that applies in your state.

If your income is not above the median for your state, you will not have to complete the other chapter 7 form, the *Chapter 7 Means Test Calculation* (Official Form 122A-2).

If your income is above the median for your state, you must file a second form--the *Chapter 7 Means Test Calculation* (Official Form 122A-2). The calculations on the form--sometimes called the *Means Test*--deduct from your income living expenses and payments on certain debts to determine any amount available to pay unsecured creditors. If your income is more than the median income

for your state of residence and family size, depending on the results of the *Means Test*, the U.S. trustee, bankruptcy administrator, or creditors can file a motion to dismiss your case under § 707(b) of the Bankruptcy Code. If a motion is filed, the court will decide if your case should be dismissed. To avoid dismissal, you may choose to proceed under another chapter of the Bankruptcy Code.

If you are an individual filing for chapter 7 bankruptcy, the trustee may sell your property to pay your debts, subject to your right to exempt the property or a portion of the proceeds from the sale of the property. The property, and the proceeds from property that your bankruptcy trustee sells or liquidates that you are entitled to, is called *exempt property*. Exemptions may enable you to keep your home, a car, clothing, and household items or to receive some of the proceeds if the property is sold.

Exemptions are not automatic. To exempt property, you must list it on *Schedule C: The Property You Claim as Exempt* (Official Form 106C). If you do not list the property, the trustee may sell it and pay all of the proceeds to your creditors.

---

## Chapter 11: Reorganization

---

|   |         |                    |
|---|---------|--------------------|
|   | \$1,167 | filing fee         |
| + | \$550   | administrative fee |
|   | <hr/>   |                    |
|   | \$1,717 | total fee          |

Chapter 11 is often used for reorganizing a business, but is also available to individuals. The provisions of chapter 11 are too complicated to summarize briefly.

## Read These Important Warnings

Because bankruptcy can have serious long-term financial and legal consequences, including loss of your property, you should hire an attorney and carefully consider all of your options before you file. Only an attorney can give you legal advice about what can happen as a result of filing for bankruptcy and what your options are. If you do file for bankruptcy, an attorney can help you fill out the forms properly and protect you, your family, your home, and your possessions.

Although the law allows you to represent yourself in bankruptcy court, you should understand that many people find it difficult to represent themselves successfully. The rules are technical, and a mistake or inaction may harm you. If you file without an attorney, you are still responsible for knowing and following all of the legal requirements.

You should not file for bankruptcy if you are not eligible to file or if you do not intend to file the necessary documents.

Bankruptcy fraud is a serious crime; you could be fined and imprisoned if you commit fraud in your bankruptcy case. Making a false statement, concealing property, or obtaining money or property by fraud in connection with a bankruptcy case can result in fines up to \$250,000, or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

### Chapter 12: Repayment plan for family farmers or fishermen

|   |       |                    |
|---|-------|--------------------|
|   | \$200 | filing fee         |
| + | \$75  | administrative fee |
|   | \$275 | total fee          |

Similar to chapter 13, chapter 12 permits family farmers and fishermen to repay their debts over a period of time using future earnings and to discharge some debts that are not paid.

### Chapter 13: Repayment plan for individuals with regular income

|   |       |                    |
|---|-------|--------------------|
|   | \$235 | filing fee         |
| + | \$75  | administrative fee |
|   | \$310 | total fee          |

Chapter 13 is for individuals who have regular income and would like to pay all or part of their debts in installments over a period of time and to discharge some debts that are not paid. You are eligible for chapter 13 only if your debts are not more than certain dollar amounts set forth in 11 U.S.C. § 109.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, usually using your future earnings. If the court approves your plan, the court will allow you to repay your debts, as adjusted by the plan, within 3 years or 5 years, depending on your income and other factors.

After you make all the payments under your plan, many of your debts are discharged. The debts that are not discharged and that you may still be responsible to pay include:

- domestic support obligations,
- most student loans,
- certain taxes,
- debts for fraud or theft,
- debts for fraud or defalcation while acting in a fiduciary capacity,
- most criminal fines and restitution obligations,
- certain debts that are not listed in your bankruptcy papers,
- certain debts for acts that caused death or personal injury, and
- certain long-term secured debts.

### **Warning: File Your Forms on Time**

Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information about your creditors, assets, liabilities, income, expenses and general financial condition. The court may dismiss your bankruptcy case if you do not file this information within the deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and local rules of the court.

For more information about the documents and their deadlines, go to:

[http://www.uscourts.gov/bkforms/bankruptcy\\_forms.html#procedure](http://www.uscourts.gov/bkforms/bankruptcy_forms.html#procedure).

### **Bankruptcy crimes have serious consequences**

- If you knowingly and fraudulently conceal assets or make a false oath or statement under penalty of perjury--either orally or in writing--in connection with a bankruptcy case, you may be fined, imprisoned, or both.
- All information you supply in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the U.S. Trustee, the Office of the U.S. Attorney, and other offices and employees of the U.S. Department of Justice.

### **Make sure the court has your mailing address**

The bankruptcy court sends notices to the mailing address you list on *Voluntary Petition for Individuals Filing for Bankruptcy* (Official Form 101). To ensure you receive information about your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address.

A married couple may file a bankruptcy case together--called a *joint case*. If you file a joint case and each spouse lists the same mailing address on the bankruptcy petition, the bankruptcy court generally will mail you and your spouse one copy of each notice, unless you file a statement with the court asking that each spouse receive separate copies.

### **Understand which services you could receive from credit counseling agencies**

The law generally requires that you receive a credit counseling briefing from an approved credit counseling agency. 11 U.S.C. § 109(h). If you are filing a joint case, both spouses must receive the briefing. With limited exceptions, you must receive it within the 180 days **before** you file your bankruptcy petition. This briefing is usually conducted by telephone or on the Internet.

In addition, after filing a bankruptcy case, you generally must complete a financial management instructional course before you can receive a discharge. If you are filing a joint case, both spouses must complete the course.

You can obtain the list of agencies approved to provide both the briefing and the instructional course from:

[http://justice.gov/ust/eo/hapcpa/ccde/cc\\_approved.html](http://justice.gov/ust/eo/hapcpa/ccde/cc_approved.html).

In Alabama and North Carolina, go to:

<http://www.uscourts.gov/FederalCourts/Bankruptcy/BankruptcyResources/ApprovedCreditAndDebtCounselors.aspx>.

If you do not have access to a computer, the clerk of the bankruptcy court may be able to help you obtain the list.

B2030 (Form 2030) (12/15)

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

In re **Jose Marcos Montalvo**

Case No. \_\_\_\_\_

Chapter **13** \_\_\_\_\_

**DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR**

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

|  |                                     |
|--|-------------------------------------|
| For legal services, I have agreed to accept.....           | Fixed Fee: <u><b>\$4,000.00</b></u> |
| Prior to the filing of this statement I have received..... | <u><b>\$1,100.00</b></u>            |
| Balance Due.....   | <u><b>\$2,900.00</b></u>            |

2. The source of the compensation paid to me was:

☒ Debtor ☐ Other (specify)

3. The source of compensation to be paid to me is:

☒ Debtor ☐ Other (specify)

4. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

☐ I have agreed to share the above-disclosed compensation with another person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.

5. In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:

- a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;
- b. Preparation and filing of any petition, schedules, statements of affairs and plan which may be required;
- c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;

B2030 (Form 2030) (12/15)

6. By agreement with the debtor(s), the above-disclosed fee does not include the following services:

**CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceeding.

**04/27/2016**

*Date*

**/s/ Antonio Martinez, Jr.**

*Antonio Martinez, Jr.*

Law Office of Antonio Martinez, Jr., P.C.

317 W. Nolana St., Suite C

McAllen, Texas 78504

Phone: (956) 683-1090 / Fax: (956) 683-8555

Bar No. 24007607

**/s/ Jose Marcos Montalvo**

***Jose Marcos Montalvo***

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

IN RE: **Jose Marcos Montalvo**

CASE NO

CHAPTER **13**

**VERIFICATION OF CREDITOR MATRIX**

The above named Debtor hereby verifies that the attached list of creditors is true and correct to the best of his/her knowledge.

Date 4/27/2016

Signature /s/ Jose Marcos Montalvo  
Jose Marcos Montalvo

Date \_\_\_\_\_

Signature \_\_\_\_\_

Adolfo Vela  
4430 South McColl Rd  
Edinburg, Texas 78539

Camerron County Tax Office  
964 E. Harrison  
Harlingen, TX 78550

City of Raymondville  
142 S. 7th  
Raymondville, TX 78580

County of Willacy  
190 N. 3rd  
Raymondville, TX 78580

Excel Finance  
225 S. Cage Blvd.  
Pharr, TX 78577

Ford Motor Credit  
P.O. Box 62180  
Colorado Springs, Colorado 80962

Harlingen Tax Office  
609 N. 77 Sunshine Strip  
Harlingen, TX 78550

Hidalgo County Tax Office  
PO Box 178  
Edinburg, TX 78540

International Bank  
1801 S. 2nd St.  
McAllen, TX 78503

IRS  
Centralized Insolvency  
P.O. Box 7346  
Philadelphia, PA 19101-7346

Law Office of Antonio Martinez, Jr., P.C  
317 W. Nolana St., Suite C  
McAllen, Texas 78504

Linebarger Goggan Blair & Dampson, LLP  
Attorneys at Law  
900 Arion Parkway, Ste. 104  
San Antonio, TX 78216

Ovation Services  
8407 Bandera Rd. Ste. 141  
San Antonio, TX 78250

Raymondville ISD  
419 FM 3168  
Raymondville, TX 78580

Roxana Mendez  
5810 Buffel St.  
Rio Grande City, TX 78582

Seterus  
P.O. Box 1077  
Hartford, CT 06143

TCPSP Corporation  
4430 South McColl Rd  
Edinburg, Texas 78539

Texas Attorney General Office  
PO Box 12548  
Austin, Texas 78711



Debtor(s): **Jose Marcos Montalvo**

Case No:

Chapter: **13****SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

Adolfo Vela  
4430 South McColl Rd  
Edinburg, Texas 78539

Law Office of Antonio Martinez, Jr  
317 W. Nolana St., Suite C  
McAllen, Texas 78504

Camerron County Tax Office  
964 E. Harrison  
Harlingen, TX 78550

Linebarger Goggan Blair & Dampson,  
Attorneys at Law  
900 Arion Parkway, Ste. 104  
San Antonio, TX 78216

City of Raymondville  
142 S. 7th  
Raymondville, TX 78580

Ovation Services  
8407 Bandera Rd. Ste. 141  
San Antonio, TX 78250

County of Willacy  
190 N. 3rd  
Raymondville, TX 78580

Raymondville ISD  
419 FM 3168  
Raymondville, TX 78580

Excel Finance  
225 S. Cage Blvd.  
Pharr, TX 78577

Roxana Mendez  
5810 Buffel St.  
Rio Grande City, TX 78582

Ford Motor Credit  
P.O. Box 62180  
Colorado Springs, Colorado 80962

Seterus  
P.O. Box 1077  
Hartford, CT 06143

Harlingen Tax Office  
609 N. 77 Sunshine Stip  
Harlingen, TX 78550

TCPSP Corporation  
4430 South McColl Rd  
Edinburg, Texas 78539

Hidalgo County Tax Office  
PO Box 178  
Edinburg, TX 78540

Texas Attorney General Office  
PO Box 12548  
Austin, Texas 78711

International Bank  
1801 S. 2nd St.  
McAllen, TX 78503

IRS  
Centralized Insolvency  
P.O. Box 7346  
Philadelphia, PA 19101-7346

Adolfo Vela  
4430 South McColl Rd  
Edinburg, Texas 78539

Law Office of Antonio Martinez,  
Jr., P.C  
317 W. Nolana St., Suite C  
McAllen, Texas 78504

Camerron County Tax Office  
964 E. Harrison  
Harlingen, TX 78550

Linebarger Goggan Blair & Dampson,  
LLP  
Attorneys at Law  
900 Arion Parkway, Ste. 104  
San Antonio, TX 78216

City of Raymondville  
142 S. 7th  
Raymondville, TX 78580

Ovation Services  
8407 Bandera Rd. Ste. 141  
San Antonio, TX 78250

County of Willacy  
190 N. 3rd  
Raymondville, TX 78580

Raymondville ISD  
419 FM 3168  
Raymondville, TX 78580

Excel Finance  
225 S. Cage Blvd.  
Pharr, TX 78577

Roxana Mendez  
5810 Buffel St.  
Rio Grande City, TX 78582

Ford Motor Credit  
P.O. Box 62180  
Colorado Springs, Colorado 80962

Seterus  
P.O. Box 1077  
Hartford, CT 06143

Harlingen Tax Office  
609 N. 77 Sunshine Stip  
Harlingen, TX 78550

TCPSP Corporation  
4430 South McColl Rd  
Edinburg, Texas 78539

Hidalgo County Tax Office  
PO Box 178  
Edinburg, TX 78540

Texas Attorney General Office  
PO Box 12548  
Austin, Texas 78711

International Bank  
1801 S. 2nd St.  
McAllen, TX 78503

IRS  
Centralized Insolvency  
P.O. Box 7346  
Philadelphia, PA 19101-7346

**Antonio Martinez, Jr., Bar No. 24007607**  
**Law Office of Antonio Martinez, Jr., P.C.**  
**317 W. Nolana St., Suite C**  
**McAllen, Texas 78504**  
**(956) 683-1090**  
**Attorney for the Petitioner**

# **UNITED STATES BANKRUPTCY COURT FOR THE**

*SOUTHERN DISTRICT OF TEXAS*

*MCALLEN DIVISION*

In re: **Jose Marcos Montalvo** Case No.: \_\_\_\_\_  
 SSN: **xxx-xx-4138**  
 SSN: \_\_\_\_\_

Debtor(s)

## **Numbered Listing of Creditors**

Address:

**1311 E. Helmer St.**  
**Pharr, TX 78577**

Chapter: **13**

|    | Creditor name and mailing address  | Category of claim | Amount of claim |
|----|--|-------------------|-----------------|
| 1. | Adolfo Vela<br>4430 South McColl Rd<br>Edinburg, Texas 78539                                 | Secured Claim     | \$39,966.15     |
| 2. | Camerron County Tax Office<br>964 E. Harrison<br>Harlingen, TX 78550<br>xx-xxxx-xxxx-xx10-00 | Secured Claim     | \$700.00        |
| 3. | City of Raymondville<br>142 S. 7th<br>Raymondville, TX 78580<br>x7344                        | Secured Claim     | \$211.23        |
| 4. | County of Willacy<br>190 N. 3rd<br>Raymondville, TX 78580<br>x7344                           | Secured Claim     | \$779.66        |
| 5. | Excel Finance<br>225 S. Cage Blvd.<br>Pharr, TX 78577  | Unsecured Claim   | \$1,078.00      |
| 6. | Ford Motor Credit<br>P.O. Box 62180<br>Colorado Springs, Colorado 80962                      | Secured Claim     | \$30,779.06     |

in re: **Jose Marcos Montalvo**

| Debtor   |                   | Case No. (if known) |
|--|-------------------|---------------------|
| Creditor name and mailing address  | Category of claim | Amount of claim     |
| 7. Harlingen Tax Office<br>609 N. 77 Sunshine Stip<br>Harlingen, TX 78550<br>xx-xxxx-xxxx-xxx0-100                     | Secured Claim     | \$3,195.58          |
| 8. Hidalgo County Tax Office<br>PO Box 178<br>Edinburg, TX 78540<br>xx5816   | Secured Claim     | \$8,647.42          |
| 9. International Bank<br>1801 S. 2nd St.<br>McAllen, TX 78503<br>x3949   | Secured Claim     | \$30.00             |
| 10. IRS<br>Centralized Insolvency<br>P.O. Box 7346<br>Philadelphia, PA 19101-7346                                      | Priority Claim    | \$3,000.00          |
| 11. IRS<br>Centralized Insolvency<br>P.O. Box 7346<br>Philadelphia, PA 19101-7346                                      | Unsecured Claim   | \$386.83            |
| 12. Law Office of Antonio Martinez, Jr., P.C<br>317 W. Nolana St., Suite C<br>McAllen, Texas 78504                     | Priority Claim    | \$2,900.00          |
| 13. Linebarger Goggan Blair & Dampson, LLP<br>Attorneys at Law<br>900 Arion Parkway, Ste. 104<br>San Antonio, TX 78216 | Unsecured Claim   | \$0.00              |
| 14. Ovation Services<br>8407 Bandera Rd. Ste. 141<br>San Antonio, TX 78250<br>xxxxxx1032                               | Secured Claim     | \$26,137.01         |
| 15. Ovation Services<br>8407 Bandera Rd. Ste. 141<br>San Antonio, TX 78250<br>xxxxxx1032                               | Secured Claim     | \$910.00            |

in re: **Jose Marcos Montalvo**

| Debtor   |                   | Case No. (if known) |
|--|-------------------|---------------------|
| Creditor name and mailing address  | Category of claim | Amount of claim     |
| 16. Raymondville ISD<br>419 FM 3168<br>Raymondville, TX 78580<br>x7344           | Secured Claim     | \$3,178.37          |
| 17. Roxana Mendez<br>5810 Buffel St.<br>Rio Grande City, TX 78582<br>x-xxx5-09-2 | Priority Claim    | \$4,574.00          |
| 18. Seterus<br>P.O. Box 1077<br>Hartford, CT 06143<br>xxxx6450                   | Secured Claim     | \$58,717.71         |
| 19. Seterus<br>P.O. Box 1077<br>Hartford, CT 06143<br>xxxx6450                   | Secured Claim     | \$2,640.00          |
| 20. TCPSP Corporation<br>4430 South McColl Rd<br>Edinburg, Texas 78539           | Unsecured Claim   | \$362.00            |
| 21. Texas Attorney General Office<br>PO Box 12548<br>Austin, Texas 78711         | Unsecured Claim   | \$0.00              |

(The penalty for making a false statement or concealing property is a fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. secs. 152 and 3571.)

**DECLARATION**I, **Jose Marcos Montalvo**

named as debtor in this case, declare under penalty of perjury that I have read the foregoing *Numbered Listing of Creditors*, consisting of 3 sheets (including this declaration), and that it is true and correct to the best of my information and belief.

Debtor: /s/ Jose Marcos Montalvo**Jose Marcos Montalvo**Date: 4/27/2016